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JOURNAL
OF THE
SENATE

OF THE TENTH GENERAL ASSEMBLY

OF THE

STATE OF ILLINOIS,

AT THEIR FIRST SESSION, BEGUN AND HELD IN THE

TOWN OF VANDALIA,

DECEMBER 5, 1836.

VANDALLA, ILL.

PRINTED BY WILLIAM WALTERS,

1836,

Q-28073-5.

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election in the present General Assembly, were qualified and took their seats, viz:

From the counties of Greene and Calhoun—JOHN ALLEN.

From the county of Sangamon—JOB FLETCHER.

From the county of Macoupin—JOSEPH BOROUGH.

From the counties of Cook and Will—PETER PRUYNE.

From the counties of Lawrence, Crawford and Jasper—JOHN C. REILLY.

From the county of White—WILLIAM H. DAVIDSON.

From the county of Adams—ORVILLE H. BROWNING.

From the counties of McLean and Macon—JAMES ALLEN.

From the county of St. Clair—JOHN MURRAY.

From the county of Pike—WILLIAM ROSS.

From the counties of Edwards, Wayne and Wabash—HENRY I. MILLS.

From the county of Shelby—PETER WARREN.

From the county of Morgan—WILLIAM O'REAR and WILLIAM WEATHERFORD.

From the county of Greene—JAMES TURNEY.

From the counties of Fayette, Effingham and Clay—ROBERT K. McLAUGHLIN.

From the counties of Peoria and Putnam—JOHN HAMLIN.

From the counties of Madison St. Clair and Monroe—JOHN D. WHITESIDE.

From the counties of Warren, Knox and Henry—PETER BUTLER.

From the county of Tazewell—BENJAMIN MITCHELL.

From the counties of Washington and Perry—JOHN D. WOOD.

From the county of Randolph—RICHARD B. SERVANT.

From the counties of Clark and Coles—NATHANIEL PARKER.

From the counties of La Salle, Kane and Iroquois—WILLIAM STADDEN.

From the county of Fulton—SAMUEL HACKELTON.

From the counties of Joe Daviess, Rock Island and Mercer—A. G. S. WIGHT.

From the counties of Franklin and Jackson—BRAXTON PARISH.

From the counties of McDonough and Hancock—THOMAS H. OWENS.

A message from the Governor by Mr. Field Secretary of State,

"MR. SPEAKER:—

I am directed by the Governor to lay before the Senate a communication in writing, and he withdrew."

Whereupon Mr. Speaker laid before the Senate the following communication, viz:

“EXECUTIVE DEPARTMENT, ILLINOIS,
Vandalia, December 5, 1836.” }

To The Honorable the Senate of Illinois.

I have the honor to inform the Senate that a vacancy has occurred in the office of Lieutenant Governor of Illinois, since the last session of the General Assembly, by the resignation of Alexander M. Jenkins.

With great respect,

Your ob't. servant.

JOSEPH DUNCAN.

Which was read, and

On motion of Mr. Maxwell,

Laid on the Table.

On motion of Mr. Thomas,

The Senate proceeded to the election of a Secretary,

Whereupon,

Jesse B. Thomas jr. received forty votes, and was declared duly elected Secretary of the Senate of the tenth General Assembly of the State of Illinois.

Those who voted for Jesse B. Thomas jr., are,

Messrs. Allen of Greene, Allen of Macon, Bond, Borough, Browning, Butler, Craig, Davidson, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Parker, Parrish, Pruyne, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—40.

On motion,

The Senate proceeded to the election of a Serjeant-at-arms, when the vote stood thus,

For Mr. Campbell	9 votes,
For Mr. Reed	10 “
For Mr. Leigh	4 “
For Mr. Carrigan	5 “
For B. W. Thompson	2 “
For Mr. S. Thompson	1 “
For Mr. Myers	1 “
For Mr. Hunter	2 “
For Mr. Brown	1 “
For Mr. Falkington	5 “

No election having been made, the vote was taken a second time and stood as follows:



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Messrs. Allen of Macon Borough, Browning, Butler, Craig, Edwards, Fletcher, Hackelton, Hamlin, Herndon, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Servant, Stadden, Thomas, Vance, Warren, Weatherford, Whiteside of Monroe, Wight, and Wood.

For Mr. Waters,

Messrs. Allen of Greene, Bond, Davidson, Gatewood Lane, Turney and Whiteside of Pope.

For Mr. Capps, Mr. Hacker.

Mr. Flood having received a majority of all the votes given, was declared duly elected Enrolling and Engrossing Clerk, of the Senate of the tenth General Assembly of the State of Illinois; and thereupon,

On motion,

The Senate adjourned until to-morrow morning 10 o'clock.

WEDNESDAY, DECEMBER 7, 1836.

The Senate met pursuant to adjournment.

On motion,

The Senate again proceeded to the election of a Speaker, when the vote stood thus:

For Mr. Whiteside	20 votes.
“ “ Davidson	19 “
“ “ McLaughlin	1 “

Those who voted for Mr. Whiteside, are,

Messrs. Allen of Greene, Borough, Craig, Hackelton, Hacker, Herndon, Maxwell, McLaughlin, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Stadden, Turney, Warren, Weatherford and Wood.

For Mr. Davidson,

Messrs. Allen of Macon, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Lane, Mills, O'Rear, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Monroe, Whiteside of Pope and Wight.

For Mr. McLaughlin,

Mr. Davidson,

No election having been made' the vote was taken a second time, and stood as on the first ballot, except that Mr. Herndon voted for Mr. Davidson, and Mr. Whiteside of Monroe, for Mr. McLaughlin.

No election being yet made, the vote was taken the third time, and stood as on the 2d vote, except that Messrs. Herndon and Reilly voted for Mr. Hacker, and Mr. Whiteside of Monroe did not vote.

No election having yet been made,
Mr. Vance moved that the Senate adjourn until to-morrow morning 10 o'clock,

Which was not agreed to.

On motion of Mr. Servant,

The election of a Speaker was postponed until Monday, the 12th instant, at 10 o'clock A. M., and

On motion of Mr. Gatewood,

The Senate adjourned until Friday morning, 10 o'clock.

FRIDAY, DECEMBER 9, 1836.

The Senate met pursuant to adjournment.

On motion of Mr McLaughlin,

Resolved, That the Editors of the State Register and Free Press be permitted to take their seats within the bar of the Senate during its session, for the purpose of taking minutes of the proceedings of the Senate, for their respective papers.

On motion of Mr. Edwards,

Resolved, That the person employed by the Secretary of the Senate to copy the Journal of the Senate for the Public Printer, be authorized to take his seat within the bar of the Senate.

Mr. Mills moved that the Senate adjourn until Monday morning, 10 o'clock,

Which was decided in the negative by ayes and noes as follows:

In the affirmative,

Messrs. Bond, Davidson, Hacker, Herndon and Mills—5.

In the negative,

Messrs. Allen of Greene, Allen of Macon, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, Lane, Maxwell, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Reilly, Ress, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—35.

Mr. Edwards moved that the Senate adjourn until tomorrow morning 10 o'clock,

Which was decided in the negative by ayes and noes as follows:

In the affirmative,

Messrs. Bond, Browning, Davidson, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Herndon, O'Rear, Servant, Thomas and Vance—13.

In the negative,

Messrs. Allen of Greene, Allen of Macon, Borough, Butler, Craig, Hackelton, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—27.

Mr. Maxwell, moved that the Senate take a recess for two hours, which was not agreed to.

On motion of Mr. Gatewood,

The vote taken on Wednesday, the 7th instant, to postpone the election of Speaker, until Monday, the 12th instant, was reconsidered,

And thereupon,

The Senate proceeded to the election of a Speaker, when the vote stood thus:

For Mr. Whiteside	20 votes.
“ “ Davidson	19 “
“ “ McLaughlin	1 “

Those voting for Mr. Whiteside, are,

Messrs. Allen of Greene, Borough, Craig, Hackelton, Hacker, Maxwell, McLaughlin, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Stadden, Turney, Warren, Weatherford and Wood.

For Mr. Davidson,

Messrs. Allen of Macon, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Lane, Mills, O'Rear, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Pope, and Wight.

For Mr. McLaughlin, Mr. Herndon.

No election being made, the vote was taken the second time, with the same result as on the first ballot, and thereupon Mr. Whiteside withdrew from the contest.

No election having been as yet made, the vote was taken the third time, and stood thus:

For Mr. Hacker	15 votes.
“ “ Davidson	18 “
“ “ Whiteside	5 “

Those who voted for Mr. Hacker, are,
Messrs. Allen of Greene, Borough, Craig, Hackelton, Maxwell, McLaughlin, Noel, Owen, Parrish, Pruyne, Reilly, Stadden, Turney,, Weatherford and Wood.

For Mr. Davidson,
Messrs. Allen of Macon, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Lane, Mills, Murray, O'Rear, Ross, Servant, Thomas, Vance, Whiteside of Pope, and Wight.

For Mr. Whiteside,
Messrs. Hacker, Herndon, Mitchell, Parker and Warren.
No election having been made, the vote was taken the 4th time, and stood thus:

For Mr. Hacker,	16 votes.
“ “ Davidson	18 “
“ “ Whiteside	3 “
“ “ McLaughlin	1 “

Those voting for Mr. Hacker, are,
Messrs. Allen of Greene, Borough, Craig, Hackelton, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyne, Stadden, Turney, Weatherford and Wood.

For Mr. Davidson,
Messrs. Allen of Macon, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Lane, Mills, Murray, O'Rear, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Pope, and Wight.

For Mr. Whiteside,
Messrs. Hacker, Herndon and Warren.

For Mr. McLaughlin,
Mr. Bond.

No election having yet been made, the vote was taken the 5th time, and stood thus:

For Mr. Davidson	20 votes,
“ “ Hacker	17 “
“ “ Whiteside	2 “

Those who voted for Mr. Davidson, are,
Messrs. Allen of Macon, Bond, Browning, Butler, Edwards,

Fletcher, Gatewood, Hamlin, Herndon, Lane, Mills, Murray, Orear, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Pope and Wight.

For Mr. Hacker,

Messrs. Allen of Greene, Borough, Craig, Hackelton, Maxwell, McLaughlin, Mitchell, Noel, Owen Parker, Parrish, Pruyn, Stadden, Turney, Weatherford, Whiteside of Monroe and Wood.

For Mr. Whiteside

Messrs. Hacker and Warren.

Mr. Davidson having received a majority of all the votes given, was declared duly elected Speaker of the Senate of the State of Illinois, to fill the vacancy occasioned by the resignation of Alexander M. Jenkins, late Lieutenant Governor of the State, and was conducted to the chair by Messrs. Whiteside of Monroe and Servant.

On motion of Mr. Thomas,

Resolved, That the Secretary inform the House of Representatives, that the Senate has been organized, by the election of William H. Davidson as Speaker of the Senate, (the Lieutenant Governor of the State having resigned his office,) Jesse B. Thomas Secretary, William G. Flood Enrolling and Engrossing Clerk, and Daniel Campbell Serjeant-at-arms, and That the Senate is now ready to proceed to Legislative business."

On motion of Mr. Thomas,

"Resolved by the Senate and House of Representatives, That a joint committee, consisting of one from the Senate and two from the House of Representatives, be appointed to inform the Governor that the General Assembly is now organized, and ready to receive any communication from him which he may desire to make.

Ordered, That Mr. Thomas be that committee, on the part of the Senate, and that the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

On motion of Mr. Turney,

Leave of absence was granted Mr. Weatherford until Monday, the 19th instant.

On motion,

The Senate adjourned until 2 o'clock P. M.

2 o'clock P. M.

Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

"MR. SPEAKER:—The House of Representatives have concurred with the Senate in the appointment of a joint committee to wait on the Governor, &c., and have appointed

Messrs. Able and Leary the committee on their part."

And he withdrew.

On motion of Mr. Edwards,

"Resolved by the Senate, (the House of Representatives concurring herein,) That the joint rules heretofore adopted by the General Assembly be, and the same are hereby adopted, for the government of the two Houses during the present session."

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

Mr. Thomas from the joint committee, appointed to inform the Governor of the organization of the General Assembly, reported,

"That they have performed the duty required of them, and that his Excellency will deliver a written message to each branch of the General Assembly this day, at half past two o'clock P. M."

A message from the Governor by Mr. Field, Secretary of State.

"MR. SPEAKER:—I am [directed by the Governor to lay before the Senate a message in writing,

And he withdrew,

Whereupon,

Mr. Speaker laid before the Senate the following message from the Governor, viz:

Fellow Citizens of the Senate and House of Representatives:

Permit me gentlemen, to congratulate you upon the happy circumstances under which, by the blessings of Divine Providence, we have again assembled. Maintaining her peaceful policy, our beloved country is enjoying the full tide of prosperity, and throughout all her borders, the enterprising and industrious citizen is reaping the rich reward of his labors.

But gentlemen, it is upon our own State that her Representatives may look with becoming exultation. During the past year, a vigorous and enterprising population pouring in from all quarters upon her rich and beautiful prairies, has greatly increased her resources, and given further evidence of the high destiny that awaits her.

And whilst the abundance of the crops and the high price of labor are filling the coffers of the farmer and mechanic, we have reason to be thankful for the uninterrupted good health enjoyed by every portion of the country.

To be the favored citizens of such a country, and to be so signally blessed, commands our deepest gratitude to the Almighty Ruler and Governor of the Universe, under the dispensations of whose divine providence we are permitted to enjoy the rich and inestimable blessings of civil and religious liberty.

In conformity with the act of the 9th of January 1836 making it my duty to negotiate a loan for commencing the Illinois and Michigan canal, I proceeded to New York and on my arrival found money very scarce and stocks low. After waiting several weeks in expectation of some relief from the pressure then existing, I negotiated a loan of \$100,000, at 5 per cent advance. I considered this premium too low, and declined taking a larger sum at that rate. Experience however, has shown that it was higher than could have been obtained at any period since the loan was negotiated, or perhaps greater than may be obtained for some time to come. In anticipation of the remaining stock authorised by the act, I had the necessary State Bonds prepared and printed in an approved form for the whole amount, so that it will be easy at any time to arrange for the remainder of the contemplated loan, or such portions of it as may be required from time to time in the progress of the work. The \$100,000, of bonds now sold will assume a value in the stock exchange which will be a guide in negotiating future loans which the improvement or policy of the State may demand.

I am pleased to inform you that the act passed in accord-

ance with a suggestion in my message at the opening of the last session of the legislature, authorizing the sale of the contingent stock of the State Bank for the benefit of the State, has been carried into effect, and that the Bank has assumed the payment of the loan of \$100,000, obtained from Samuel Wiggins in 1830. This considerable sum is thus saved to the people, and a debt extinguished, which has done much, by reason of its unpopularity, to prejudice the minds of many of our citizens against borrowing money upon the faith of the State, and consequently delaying some of the most important objects of Internal Improvement.

By an act passed at the last session of Congress, the surplus revenue of the United States is directed to be deposited with the different States. Your early attention, I have no doubt, will be directed to the necessary steps required by the provisions of said act, preparatory to its reception.

If provision should be made appropriating this entire sum, and all that may from time to time be received hereafter from the same source, into a fund for internal improvements to be used as circumstances may require, we may anticipate the most beneficial results, and whilst the steps preparatory to its expenditure in such improvements are taken, it may be loaned temporarily to the Banks by which an interest may be secured, and the money passed into general circulation, and, in some measure, relieve that pressure usually felt in new and flourishing communities.

My views, as expressed in a former message, relative to the establishment of a general and uniform system of internal improvement in the State, have underwent no change, and I again beg leave to urge the importance upon your consideration of passing a general law providing that the State take a certain amount of the capital stock in all canals and rail-roads, which may be authorized by law, wherever private individuals shall take the remainder of the stock necessary to the construction of such work. Under such policy I have no doubt that many works of great value to the community would be immediately commenced, and carried into effect, which, if left to individual enterprise, unaided, would remain untouched for years to come.

Should the State be true to her own interest, and take one half, or one third, of the stock in all works of internal improvements, she will hasten the completion of the most important first, and secure to herself a lasting and abundant revenue to

be applied upon the principles of the plan proposed, until the whole country shall be intersected by canals and rail-roads, and our beautiful prairies enlivened by thousands of steam engines, drawing after them lengthened trains freighted with the abundant productions of our fertile soil.

The Judge of the 3d Circuit, the Hon. Jephtha Hardin resigned his office last fall, too late for the appointment to be made in time for a successor to hold the courts, consequently I made no appointment, and the vacancy remains to be filled by the Legislature.

The late Treasurer, the Hon. John Dement, resigned on the 3d instant, and the office of State Treasurer has been temporarily filled by the appointment of Charles Gregory, Esq. of Green county.

A well organized, and disciplined militia is of the utmost importance as a part of our general system of Government, and I hope this subject may receive a due share of your deliberations. While a people govern themselves, and think it a privilege, and the highest honor to fight their own battles, they cannot fail to be free, and on the contrary when they are governed and protected by other arms, they will soon become slaves. In our country, the love of liberty and spirit of patriotism is manifested in nothing more than in the spirit and condition of the militia.

The public revenue of the State is believed to be ample for all the ordinary expenses of the government, but owing to the land tax being paid into the Treasury after the adjournment of the legislature, some embarrassment has been felt at the time when the funds are required, and leaves a great surplus unemployed in the Treasury for the balance of the year. I would therefore respectfully suggest the propriety of altering the revenue law, so as to have the funds paid into the Treasury as early as the first of January in each year.

In consequence of the dilapidated and falling condition of the old State House, the public officers, mechanics, and citizens of this place, believing that the legislature would have no place to convene or hold their session, have built the House you now occupy. This work has been done in a time, and under circumstances which evinces an industry, zeal and public spirit that does honor to the place, and commands our grateful acknowledgements, and I hope their services and expenses will be promptly remunerated.

In all ages, and under every circumstance, education has

decided the relative greatness of men and nations. Placed beyond its genial influence, man becomes a savage, and a nation, a wandering band of lawless depredators. Education under all forms of government, constitutes the first principle of human happiness; and especially, is it important in a country, where the sovereignty is vested in the people. Entertaining such views in 1825, while a member of the senate, I submitted (in a preamble, to a bill, for the establishment of free schools,) a sentiment, and still considering it sound and just, I beg leave to quote the following extract.

“To enjoy our rights and liberties, we must understand them; their security and protection, ought to be the first object of a free people, and it is a well established fact, that no nation has ever continued long in the enjoyment of civil and political freedom, which was not both virtuous and enlightened, and believing that the advancement of literature always has been, and ever will be, the means of developing more fully, the rights of man—that the mind of every citizen in a republic, is the common property of society, and constitutes the basis of its strength and happiness, it is therefore, considered the peculiar duty of a free government, like ours, to encourage and extend the improvement, of the intellectual energies of the whole.”

Since then, I have reflected much on the subject, and am more fully convinced, that such policy, is perfectly consistent with the rights and interest of every citizen, and that it is the only one calculated to sustain our democratic republican institutions; in fact, general education is the only means by which the rich and the poor, can be placed upon the same level, and by which, intelligence and virtue, can be made to assume its proper elevation over ignorance and vice.

Contracts have been made for the construction of several sections of the Illinois and Michigan Canal, by which it appears that the expense of completing that work is likely to exceed very far the highest estimate ever made by any of the engineers who surveyed it. The increased price of labor and supplies account in some measure for the great difference between the estimates and the contracts. The work is of the highest importance both to this State and the U. States, and no ordinary difficulty, or expense, should, for a moment, deter us from its vigorous prosecution. The means arising from the canal lands and lots will be very large, and it is hoped may be nearly sufficient to meet the whole cost of the work. Should it

turn out otherwise, additional funds will doubtless be furnished by the general government, as the national character of the work is fully established and acknowledged by several acts of Congress, the conditions of the cession of the North Western Territory by Virginia, and the universal judgment of the country; and as the work has been commenced under the auspices of the general government, it will doubtless in this, as in all other cases, furnish means to carry it through.

The State Bank, as far as I am informed, has manifested a disposition to forward the views and interests of the State, and has undoubtedly furnished the community with the means of doing much good in carrying on the commerce and improvements of the State. Entertaining the fullest confidence in the just and prudent management of the institution, and of its being a profitable investment, I have thought it advisable, and therefore recommend that the State subscribe for the stock reserved for it in the charter.

Banks are to some extent monopolies, and, therefore, inconsistent with the true spirit of our free institutions. They have, however, grown up with our system and are so rapidly spreading their influence over the whole country, that it is extremely doubtful whether they can ever be entirely eradicated. Such is our attachment to a sound paper currency, that it is certain that Banks can only be superseded, if at all, by establishing a circulating medium of the same description, based upon capital invested in loans secured by bond and mortgage. If such a system could be introduced with proper guards, it would certainly be more republican and might be made the means of introducing an ample capital into our country.

While engaged in promoting the prosperity and improvement of our country, and providing for the moral and intellectual advancement of the people, we should not fail to guard with jealous watchfulness the great charter of our liberties, the Constitution of the United States: its violation should wake up every patriotic heart to the spirit of the revolution. With the history of my country before me I ask, has this sacred instrument been properly regarded by all the functionaries of our government, and all its principles adhered to. I firmly believe it has not; and now when the country is quiet, and the angry billows of party strife, which have lately rolled so high, are sinking to their proper surface, allow me to call your attention and that of our countrymen to this subject—the

settlement of which, in my opinion, decides the future destiny of our country; for if any department of our government is sustained in a violation of the Constitution, or the exercise of illegal powers, we shall have changed a government of constitutional law for one of self-will, proscription, and oppression.

The fundamental principles of our government are plain and easily understood. It is emphatically a government of the people; and for the sake of convenience alone, they appoint officers and representatives who make and administer the laws for their benefit and according to their will, each acting under a solemn oath to support the constitution and laws.

In Monarchies, the "King who can do no wrong," is the Government, the fountain of honor and disposer of all offices and favors, which he bestows on his family and friends, for the purpose of establishing his power, and extending his authority over the people. Under our liberal, free and happy form of Government the people possess all power, elect and cause all officers to be elected or appointed, and as matter of convenience alone it is made the duty of the President of the United States, who is not the Government, nor the "fountain of honor, and who may do wrong" to nominate, and by and with advice of the Senate (which is made a check upon his appointing power) to appoint all public officers. It is a principle of our declaration of rights, that all Governments should be instituted for the good of the governed, and not for public officers, or the party who happens to be called by the people, to administer its affairs. If these axioms be true, then the claim set up of late by a political party in this country, that the appointment of public officers and patronage of the Government is given to the President of the United States for the purpose of sustaining his authority and extending his power and influence, is unjust and fallacious, to sanction the power of the President to remove men from office for an independent expression of opinion, or an honorable opposition to his measures is a species of opposition and proscription wholly incompatible with the spirit of our Government. When the public officer is appointed for his support of the party in power, he knows that his retention in office does not depend so much upon his qualifications and fidelity as on the zeal and ability he displays at elections in supporting his party. If the President may thus fortify himself, who does not see the influence he can exercise over the people, either to extend his own power, or to build up and establish that of his favorite. Should

this new principle obtain, and it be acknowledged that the executive branch of the Government is to exercise such unlimited power over the destiny and liberties of the public officers, and they become at once a trained band, backed by all the influence of place, and the money of the country, to corrupt, manage and plunder the people; such principles are not more novel in our country than they are dangerous to its liberties. To show the dangerous tendency of allowing the executive government in this country to remove faithful and competent public officers for the purpose of filling their places with his friends and partizans; I beg leave to cite a single case which happened under my own observation. The first Secretary of War appointed under this administration removed the 2nd Auditor, and appointed in his place one of his brothers-in-law, he also removed the Chief Clerk in the War Department, and filled his vacancy by appointing another brother-in-law. By reference to the law and the national calendar, it will be seen that it is the duty of the 2nd Auditor to audit and settle the whole contingent account of the Secretary of War, amounting to hundreds of thousands of dollars annually, and that these accounts are examined and filed away by the chief Clerk. Thus by the exercise of this removing and appointing power, we see one of the executive officers charged with the disbursement of large sums of public money; filling those offices, which were intended by the law to be checks upon his official conduct with his relations.

Another plain principle of our constitution and Government, is, that the representatives of the people have power to investigate the conduct of every public officer, from the President down, and while they are held amenable to the people alone or to public sentiment to be expressed at the polls for their official conduct, they are not subject to be called in question by any other power, yet the President of the United States has interrupted the proceedings and deliberations of one of the branches of congress by protesting against its authority to pass resolutions calling in question his official conduct. As to the principle involved, it is immaterial whether the President had or had not been guilty of the charge of violating the law and constitution which the Senate made against him. The question to be settled now, is, whether Congress or any part of it, is amenable to the President for their official conduct, and whether they are to be interrupted, or questioned by any other department of the Government. If so, can they

longer be relied on as guardians of public liberty? as well might an army expect to repose in safety when protected by a guard detailed from the enemies camp.

The Constitution of the United States, for the purpose of giving all necessary energy to the armed forces of the country, places them exclusively under the President's command, but so jealous were the framers of that sacred instrument of any power, to prevent the possibility of their energies or arms being improperly directed, and to prevent an improper use of the public money in any way, it was placed exclusively under the control of Congress, which body only is authorized to declare war and to collect and dispose of the public revenue. With a view to carry out this plain and safe provision of the Constitution, Congress at various times has passed laws authorizing the appointment of a Treasurer and Secretary of the Treasury, whose duties are regulated by law, which they take an oath to support. In 1816 a law was passed by Congress placing the public money in the Bank of the United States, which required the Bank to collect and pay out the public revenue, without charge, and pay one million five hundred thousand dollars for the privilege and use of the public deposits. In this act, Congress made it the duty of the Bank to report its condition from time to time to the Secretary of the Treasury, who was required in certain events, to remove the public funds from it, and report the reasons for so doing to congress; should any other officer or department, and especially that one against whose strong arm the foregoing provisions were intended to guard, take possession of the public treasure, or claim the custody or control thereof, must, when party prejudice shall have subsided, be regarded by every American as an exercise of power wholly incompatible with the constitution and the safety of our free institutions. Yet it is known that the present head of the executive department of our government, has by means of an indirect power, actually put himself and those under him who were equally unauthorized by law, in full possession of the entire public revenue, and so complete is that possession, that a man by the name of Whitney, a private individual, bound by no bond or oath of office, and whose character would seem to disqualify him from holding any public trust, has had the acknowledged direction of the whole public money for several years, which amounts to near \$40,000,000, the interests on which at six per cent per annum amounts to two million four hundred thousand dollars a year, and at four per cent,

which is the interest the State Bank agrees to allow on mon-
 eys deposited arising from the sale of the State bonds, which is
 perhaps the true value of the public money to the Banks would
 amount to one million six hundred thousand dollars. I have
 made these calculations merely to show what an individual or
 party in power can make for themselves by the possession or
 control of this large amount of Public Money, while at the
 same time it gives them unlimited power over the Banks, and
 enables them to regulate the value of all stocks, by which
 power alone, they may, if so disposed put millions of dollars
 in their own pockets.

It is immaterial whether the President in assuming this power,
 was actuated by a desire to break down the restraints that the
 constitution imposed upon his authority, or by those high and
 patriotic principles which influenced him to set at nought the law
 and constitution in 1815 at New Orleans when the safety of the
 country called for all his energies. The question now to be set-
 tled is, whether this power does or does not belong to the Exec-
 utive branch of our government; for it will be remembered, that
 a large party in this country claim that the power over the public
 money belongs to the presidential office independent of the Con-
 stitution, and all law. Should such be the ultimate decision
 of this question, or if this claim of power is not immediately
 frowned down by the people, we shall under the name of a
 government of laws and limited powers have established a des-
 potism more absolute than that of any civilized government in
 the world.

In addition to these powers, which I consider to be ille-
 gal, there are others extensively exercised by the executive
 branch of the government, which though sanctioned by law,
 and long custom, are becoming so grievous as to call for an
 immediate remedy. I allude to its vast and rapidly increasing
 patronage, which has placed in the gift of the President, higher
 and more lucrative offices, than the people themselves, with a
 single exception, can bestow. The state offices have sunk into
 insignificance in comparison with those in the gift of the gen-
 eral government; and such is the influence of this vast power,
 that the eyes of all the ambitious aspirants, from the honorable
 senator, to the lowest messenger, is steadily fixed upon this in-
 exhaustible fountain of honors and rewards, which is so freely
 bestowed upon the faithful. The effect is now visibly seen
 and felt by the hundreds of men in our country, who make
 politics a trade for the purpose of managing the voters at elec-

tions, and procuring an office by which they may subsist without work. Indeed such are the temptations that this patronage holds out, to allure our industrious and virtuous citizens, from their honest occupations that the inordinate love of office, is rapidly becoming one of the prominent vices of our country. The long cherished principle, that offices in a republic, should never be accepted, unless freely given, and never declined, when freely offered, is only remembered as the phantom of an idle dream, and the mind is carried to the departing and returning of some ambassador to a foreign court, with his 9000 outfit, 4500 allowance for returning, and 9000 a year, placed in a splendid armed ship, crossing the ocean to make his bow to some King, and returning to his country full of honors with an ample fortune, without rendering the slightest service to his country, or remaining long enough from home to learn the first principle, or to obtain the least influence with the government of the country he has visited. The power to remove is not a constitutional power, but has been made lawful by long custom. It was first allowed for the purpose of getting rid promptly of faithless public officers. It is now used for other purposes also, and has become one of the strongest engines of power, of all the long list now claimed and exercised, by the executive—by it, the government can, not only command their support, and active services at elections, but can influence and dictate their official conduct. In the first, the freedom of elections is assailed, and in the second, the life, liberty and property, of every citizen, may be put in jeopardy. It is idle to talk of the restraints of the law and constitution, which he swears to support, or of a man's conscience, who is dependent for his place, and perhaps the support of a helpless family, upon the arbitrary will and caprice of a single person, much less that of a party.

The power vested in the executive, to appoint so large a number of public printers in the states, is calculated to have an improper influence over the freedom of the press. But when we see, added to that, a long list of violent party editors appointed by the same authority, to high and lucrative offices; it is impossible to look without alarm at the danger, which threatens our liberties from that quarter.

The frequent appointment of members of Congress, and especially the most servile of them, has had the effect to turn the mind of the representative from his duty to his constituents to a servile obedience to the will of the government. So ma-

ny instances of treachery of this kind had occurred, under the seducing hope of favor from the administration, that General Jackson, before he was elected President, declared that the independence of Congress was sinking before the corrupting influence exercised by the government over it, and recommended as a remedy for the evil, an amendment to the Constitution, rendering members of Congress incapable of receiving office during and for two years after the expiration of their term of service, yet since he has been President, there has been more such appointments made than had ever been by all of his predecessors from the foundation of the government; thus showing that men in authority are ever willing to trust themselves with powers, which they consider dangerous in any other hands, and which should teach us the importance of guarding every avenue, through which our liberty can be assailed.

That the extravagance of our government is rapidly increasing, is but too manifest in the fact, that its expenditures have nearly doubled within the last few years, and regarding every thing of the kind as inconsistent with the plain republican character of our country, I consider it a subject worthy of your notice, and one that calls for an expression of public opinion and reform.

In presenting these subjects to your consideration gentlemen, I have discharged what I consider a solemn duty, and should the manner, or the substance be unpleasant to any individual I shall regret it much and can only say, that nothing is further from my wish or intention than to excite any party feelings (which I consider the bane of our government) or to wound the feelings of the most sensitive. They are grave and important subjects, and however unpleasant the task, we must meet them fearlessly and frown them down, if we would not have them considered precedents for the conduct of future administrations.

Now that this election is over and all party strife, it is hoped, has ceased, and a new administration is just coming into office, appears to be the most auspicious moment for a calm investigation and safe decision of these subjects. They can only be decided by public sentiment expressed by the Legislatures of the several States and by the people in their primary assemblies and upon that decision in my opinion, depends the fate and future destiny of our *free republican* government.

In bringing these subjects before you, I have been influenced

by no ambitious views, the principles are intended to apply without distinction. Actuated by a sincere desire to sustain and perpetuate our free institutions, I leave the subject with you gentlemen, praying that patriotism, virtue and harmony may guide your deliberations.

JOSEPH DUNCAN.

Vandalia, December 9, 1836.

Which was read, and

Thereupon,

Mr. McLaughlin moved that it be laid upon the table,

And

On motion of Mr. Ross,

Modified said motion by adding that 2000 copies thereof be printed for the use of the Senate.

Mr. Bond moved that said message be laid upon the table, and 5000 copies thereof be printed for the use of the Senate,

Which was agreed to, and

On motion,

The Senate adjourned until to-morrow morning, 10 o'clock.

SATURDAY, DECEMBER 10, 1836.

The Senate met pursuant to adjournment.

Mr. Hacker moved the adoption of the following resolution, viz:

Resolved by the Senate, the House of Representatives concurring herein, That both Houses meet in the Hall of the House of Representatives at 2 o'clock P. M., for the purpose of electing a Senator to Congress.

Which was read, and

On motion of Mr. Herndon,

Laid on the table.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:—I am directed to inform the Senate that the House of Representatives have adopted the following resolutions, viz:

Resolved by the House of Representatives, the Senate concurring herein, that a joint select committee of three, on the part

of this House, and two on the part of the Senate, be appointed to draft and report joint rules for the government of the two Houses, and have appointed

Messrs. Cloud, Webb and Dougherty the committee on their part.

Resolved by the General Assembly, the Senate concurring herein, That that portion of the Governor's Message which treats upon the subject of the Public Buildings, be referred to a joint select committee, to consist of not less than members on the part of the House, and members on the part of the Senate, with instructions to enquire into, and examine the reasons upon which the old buildings were taken down, and a new one erected.

And further, that the committee be instructed, that if they may think it is just and proper, that the State should make the builders and others contributing to the erection of the new State House, payment for the same, that the committee be instructed to enquire into the cost, and report a bill for that purpose.

Also, that said committee be requested to enquire into the necessity and propriety of having the lower rooms immediately finished, for the use of the State, for public offices and committee rooms, as they were originally designed; in the adoption of which they ask the concurrence of the Senate."

And he withdrew.

Whereupon,

The question was put upon concurring with the House of Representatives, in the adoption of the first of the resolutions in said message mentioned,

And decided in the affirmative.

Ordered, That Messrs. Edwards and Whiteside of Monroe, be the committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Herndon,

The second resolution was amended by striking out the words, "not less than" and filling the first blank with "five" and the second with "three."

The question then recurring upon concurring in the adoption of the resolution as amended,

It was decided in the affirmative.

Ordered, That Messrs. McLaughlin, Reilly and Ross be the committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein,

On motion of Mr. Thomas,

Resolved, That the following committees be added to the standing committees of the Senate, viz:

On Agriculture,

On Public Accounts and Expenditures,

On State Roads and Highways.

On motion of Mr. Craig.

Resolved, That the Secretary of the Senate be authorized to appoint an assistant, and that he take his seat within the Bar of the Senate.

Mr. Thomas moved to adjourn until Monday morning, 10 o'clock.

Which was decided in the negative.

Mr. Parrish moved the adoption of the following resolution, viz:

Resolved by the Senate, the House of Representatives concurring herein, That a joint select committee, consisting of two on the part of the Senate, and three on the part of House, be appointed to take into consideration the propriety of drafting a memorial, addressed to Congress, on the subject of granting pre-emption rights to settlers, on the surveyed and unsurveyed Public Lands in the State.

Mr. Herndon moved to lay the resolution on the table,

Which was decided in the negative.—Ayes 19.—Noes 20.

Those voting in the affirmative, are,

Messrs. Allen of Greene, Allen of Macon, Bond, Browning, Butler, Davidson, Edwards, Fletcher, Hamlin, Herndon, Murray, O'Rear, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Pope and Wight.

In the negative,

Messrs. Borough, Craig, Gatewood, Hackelton, Hacker, Lane, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyn, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe and Wood.

The question then recurring on the adoption of the resolution,

It was decided in the affirmative.—yeas 37—nays 2.

Those voting in the affirmative, are,

Messrs. Allen of Greene, Allen of Macon, Bond, Borough, Browning, Butler, Craig, Davidson, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Lane, Maxwell, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Servant, Stadden, Thomas, Turney,

Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

In the negative,

Messrs. Herndon and Vance.

Ordered, That Messrs. Parrish and Turney be the committee on the part of Senate, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Ross gave notice that on Monday next, or some day thereafter he should ask leave to introduce a bill to repeal an act entitled

"An act to improve the breed of Cattle, approved, January 16, 1836.

On motion,

The Senate adjourned until Monday morning, 10 o'clock.

MONDAY, DECEMBER 12, 1836.

The Senate met pursuant to adjournment.

Mr. Speaker appointed the following standing committees, viz:

On Elections.—Messrs. Bond, Lane, Wood, Whiteside of Pope, Servant, Allen of McLean and Stadden.

On Seminaries, School Lands and Education.—Messrs. Edwards, Butler, Fletcher, Murray, Hamlin, Browning and Borough.

On Petitions.—Messrs. Whiteside of Monroe, Hamlin, Mills, Owen, Wight, Bond and Warren.

On the Judiciary.—Messrs. Gatewood, Thomas, Browning, Turney, Allen of McLean, Hackelton and Vance.

On Finance.—Messrs. Servant, Thomas, Ross, Mills, McLaughlin, Wight and O'Rear.

On Military affairs.—Messrs. Maxwell, Turney, Weatherford, Mitchell, Fletcher, Noel and Warren.

On Internal Improvements.—Messrs. Reilly, Edwards, Butler, Herndon Gatewood, Wood and Pruyn.

On Salines.—Messrs. Vance, Craig, Stadden, Hacker, Whiteside of Pope, Parrish, and Allen of Greene.

On State Roads.—Messrs. Hacker, Murray, Borough, Owen, Maxwell, Craig and Parrish.

On Public Accounts and Expenditures.—Messrs. Pruyn, McLaughlin, Reilly, Ross, Herndon, Lane and Parker.

On Agriculture.—Messrs. Allen of Greene, Whiteside of Monroe, O'Rear, Weatherford, Mitchell, Parker and Noel.

On Enrolled Bills.—Messrs. Hackelton and Bond.

On motion of Mr. Thomas,

Resolved, That so much of the Governor's message as relates to the revenue—so much as relates to the reception of a distributive share of the surplus revenue of the United States on deposit by the State. So much as relates to the bank of the State of Illinois, and subscription to its capital stock by the State, be referred to the committee on Finance.

On motion of Mr. Edwards,

Resolved, That the Auditor of Public accounts report to the Senate the amount received on the School and College funds, and the quantity of Seminary lands sold, together with the dates, and amount of sales since the 12th of December, 1835, and that he also report the amount of interest paid on the 1st. January 1836, and the interest to be paid on the 1st. January, 1837.

Mr. Servant asked and obtained leave to introduce a bill entitled

"An act to incorporate the Kaskaskia Bridge Company."

Which was read, and

Ordered to a second reading.

A message from the House of Representatives by Mr. Prickett, their clerk.

‘Mr. SPEAKER:—I am directed by House of Representatives to inform the Senate that they have adopted the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring herein,) That when it may be necessary to print bills or other documents pending before either House, in which the two Houses may be interested, that a sufficient number be ordered for the use of both Houses.

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee, of three on the part of the House and two on the part of the Senate, be appointed to prepare a Memorial to Congress praying appropriations to pay for property taken and destroyed by the Indians in the disturbances of 1831 and 1832, and have appointed Messrs. Craig, Richardson and Walker of Cook, the commit-

the on their part; in the adoption of which they ask the concurrence of the Senate."

And he withdrew.

On motion,

The Senate adjourned until to-morrow 2 o'clock, P. M.

TUESDAY, DECEMBER 13, 1836.

The Senate met pursuant to adjournment.

A message from the Governor by Mr. Field, Secretary of State.

"MR. SPEAKER:—I am directed by the Governor to lay before the Senate two several communications in writing."

And he withdrew,

Whereupon,

Mr. Speaker laid before the Senate the following communication from the Governor, and the accompanying documents therein mentioned, viz:

EXECUTIVE DEPARTMENT OF ILLINOIS, }
Vandalia, December 12, 1836. }

*To the Honorable, the Speaker
of the Senate:*

SIR:—I herewith transmit to the Senate a Report and communication from the late Treasurer.

With great respect,

Your ob't serv't,

JOSEPH DUNCAN.

SIR:—In consequence of my resignation of the office of Treasurer, I herewith transmit to your Excellency my annual report to the present General Assembly.

I do this as the most proper mode by which the report can, under existing circumstances, now be laid before the Legislature. Further, I think it is proper to inform you, and through you, the Legislature, that the balance found to be in the Treasury, on my ceasing to perform the duties of that office, is now deposited in the Vandalia Branch of the State Bank of Illinois.

I have the honor to be,
Very respectfully,
Your most ob't,

JOHN DEMENT.

JOSEPH DUNCAN, Governor of the State of Illinois.

Vandalia, 12th December, 1836.

TREASURER'S OFFICE,
Vandalia, Dec. 1st, 1836. }

*To the Honorable,
the Speaker of the Senate:*

SIR:—In conformity with the law, I have the honor to make to the General Assembly the following report of all the transactions of this office from the 1st of December, 1835, to the 30th of November, 1836, inclusive, which presents the monthly receipts and disbursements: also, an account current from which may be seen on what account the receipts and payments have been made, and the balance remaining in the Treasury on this day, which is eighty-five thousand, eight hundred and ninety-seven dollars, seventy-four cents: All of which is respectfully submitted.

JOHN DEMENT, Treasurer.

REPORT

*Of Receipts and Payments at the Treasury of the State of Illinois,
from the 1st December, 1835, to 30th November, 1836, inclusive.*

RECEIPTS.			PAYMENTS.		
1835	December,	5953 89	1835	December,	13587 92
1836	January,	7173 50	1836	January,	15850 31
"	February,	520 19	"	February,	1368 47
"	March,	3362 67	"	March,	13240 16
"	April,	5914 53	"	April,	8830 11
"	May,	1448 71	"	May,	3662 70
"	June,	630 71	"	June,	5578 42
"	July,	9187 14	"	July,	510 18
"	August,	3217 19	"	August,	1712 03
"	September,	107 84	"	September,	397 37
"	October,	345 65	"	October,	17767 24
"	November,	189 22	"	November,	1912 49
		150998 24			84417 49
To which add bal-					
ance in Treasury					
Nov. 30th, 1835,		19316 90			
Total		170315 14			
		84417 40			
Balance in Treas'y					
Nov. 30th, 1836,		85897 74			

JOHN DEMENT, STATE TREASURER, IN ACCOUNT WITH THE STATE OF ILLINOIS.

ON WHAT ACCOUNT RECEIVED.	AMOUNTS.
Amount remaining in the Treasury on 30th day of November, 1835,	19316 30
Amount received from non-Residents,	4194 31
Amount received from Sheriffs,	6444 16
Amount received from sale of Vandalia lots,	552 50
Amount received from sale of Seminary Lands,	4622 17
Amount received from Revenue Clerks,	34181 58
Amount received from old State Bank and Branches,	1253 74
Amount received from the Trustees of James Hall, late Treasurer,	679 65
Amount received from sales of Vermilion Saline Lands,	2334 31
Amount received from Gallatin Saline Lands,	1728 50
Amount of bonus received from Bank of the State of Illinois,	2100 00
Amount received from Commissioners' School Fund,	91073 24
Amount of Redemption Money received,	443 28
	170315 14
EXPENDITURES.	
Amount of Auditor's Warrants paid at Treasury from 30th Nov. 1835, to 30th November 1836,	76241 58
Amount of State Paper burnt,	224 50
Amount of money refunded,	104 27
Amount paid interest on loan of \$100,000 to 1st July, 1836,	6000 00
Amount of interest allowed on State Paper received for Taxes,	99 79
Amount of Funded Stock redeemed of Treasury,	1416 00
Amount of Taxes refunded on lands sold and redeemed,	8 06
Amount of Redemption Money paid out,	123 02
	84417 40
Leaving a balance in the Treasury 30th Nov., 1836, of	\$85897 74

JOHN DEMENT, *Treasurer.*

Which was read,
 And on motion of Mr. Thomas,
 Laid on the table,
 Mr. Speaker laid before the Senate the following communication from the Auditor,

AUDITOR'S OFFICE, ILLINOIS,
Vandalia, December 13, 1836. }

SIR:—In compliance with a resolution of the Senate requiring the Auditor to "report to the Senate the amount received on the School and College Funds, and the quantity of Seminary Lands sold, together with the dates and amount of sales since the 12th of December, 1835, &c." I have the honor to submit the following information:

Amount of School and Colleges Funds received
 and deposited in the Treasury on the 29th of
 July, 1836, being the amount of said funds due
 up to the 31st Dec. 1835, - - - \$91,073 24

To which add the following Treasury Warrants,
 which have been received by the School Fund
 Commissioner and not yet deposited in the
 Treasury, viz:

Warrant in the Agency Commercial Bank of Cin-
 cinnati, at St. Louis, for amount due for 1st and
 2d qrs. of 1836, - - - 70,000 00

Warrant on Bank at Shawneetown for amount due
 for the 3d qr. of 1836, - - - 17,800 00

Total amount received, - - - \$178,873 24

Amount of Interest which was apportioned
 amongst the several counties on the 1st Monday
 of January, 1836, is, - - - 14,683 68

The following is the amount to be apportioned on the 1st
 Monday of January 1837, from the School, College and Sem-
 inary funds respectively, viz:

Amount of Interest to be apportioned from the
 School Fund, - - - \$6,921 98

Amount of Interest to be apportioned from the
 College Fund, - - - 1,384 26

Amount of Interest to be apportioned from the
 Seminary Fund, - - - 2951, 78

Total amount, - - - \$11,258.02

The following is a statement of the Seminary Lands sold since the 12th of December, 1835.

Dec. 29, 1835.—Amount sold at this date,	- - - - -	160 acres	\$200 00
Dec. 31, 1835.—Amount sold at this date,	- - - - -	2,484 29-100	3,105 36
Jan. 1, 1836.—Amount sold at this date,	- - - - -	1,053 45-100	1,316 81
Total Acres,	- - - - -	3,697 74-100	\$4,622 17

I have the Honor to be,

Very Respectfully,

Your Obedient Servant,

LEVI DAVIS, *Auditor.*

To the Hon. the SPEAKER of the Senate.

Which was read, and

On motion of Mr. Edwards,

Laid on the table and 100 copies ordered to be printed.

Mr. Servant from the committee on Finance reported a bill entitled,

“A bill for an act to provide for receiving a destributive share of the surplus revenue of the United States.”

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, asked and obtained leave to introduce a bill for an act to authorize Thomas Reynolds and Elisha Seymour to build a tole bridge across the Kaskaskia, river,, at Farmington in the county of St. Clair.”

Which was read, and

Ordered to a second reading.

On motion of Mr. Thomas,

The resolution from the House of Representatives in relation to printing bills &c., was amended, by striking out of the same the words “or such other documents,” and the adoption thereof, as amended, concurred in by the Senate.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to said resolution.

On the question of concurring with the House of Representatives in the adoption of the resolution for the appointment of a joint committee to memorialize Congress in regard to property taken and destroyed by the Indians in 1831 and 1832,

It was decided in the affirmative.

Ordered, That Messrs. Maxwell and Allen of Macon be that committee, on the part of the Senate, and that the Secretary inform the House of Representatives thereof.

The Bill entitled

"Bill for an act to incorporate the Kaskaskia Bridge company," was read the second time, and

On motion of Mr. Bond,

Referred to a select committee.

Ordered, That Messrs. Bond, Servant and Mills be that committee.

Mr. Speaker having announced to the Senate, that a communication, this day received from the Governor, was on executive business, the doors were closed, and

On opening the doors,

Mr. Maxwell moved the adoption of the following resolution, viz:

"Resolved by the Senate, (the House of Representatives concurring herein,) That the two Houses meet in the Hall of the House of Representative to-morrow, the 14th instant, at 2 o'clock P. M., and proceed to the election of a United States Senator."

Mr. Thomas moved that said resolution be laid on the table.

Which was decided in the negative.—Yeas 10—Nays 24.

Those voting in the affirmative, are,

Messrs. Davidson, Fletcher, Herndon, Mills, Noel, Parker, Parrish, Servant, Thomas and Whiteside of Pope.

In the negative.

Messrs. Allen of Greene, Allen of Macon, Bond, Borough, Browning, Butler, Craig, Edwards, Gatewood, Hackelton, Hamlin, Maxwell, McLaughlin, Mitchell Murray, O'Rear, Pruyne, Reilly, Stadden, Turney, Vance, Warren, Whiteside of Monroe and Wood.

Mr. Gatewood moved to amend said resolution by striking out "to-morrow the 14th instant" and inserting in lieu thereof, "Saturday the 17th instant," which was not agreed to.

Mr. Thomas moved to amend, by striking out "to-morrow the 14th instant," and inserting in lieu thereof, "Monday the 26th instant," which was not agreed to.

The question was then put upon the adoption of the resolution, and decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Mr. Gatewood moved the adoption of the following resolution, viz:

Resolved, That be appointed assistant Serjeant-at-arms to the Senate during the present session."

Mr. Gatewood moved that said resolution be amended by filling the blank therein with the name of "William T. Reed,"

When on motion of Mr. McLaughlin,

The resolution and proposed amendment were laid on the table.

Mr. Edwards introduced the following memorial, viz:

To the Honorable the Senate, and

House of Representatives of the United States,

In Congress Assembled.

The memorial of the General Assembly of the State of Illinois would respectfully represent, That their constituents, the citizens of said State, have deeply regretted the unfortunate delay of the action of your honorable body upon the subject of the continuation of the national road from Vandalia to its ultimate destination. They have given multiplied proofs of their desire, that the said road should be speedily and suitably located so as to conform to the provisions of the acts of Congress heretofore passed, to subserve the great and national objects for which it was introduced, and to advance the interest and prosperity of their young and promising State. These unequivocal evidences of public sentiment have been repeatedly and with almost unprecedented unanimity, seconded by the Legislative memorials, addressed to your honorable body.

And your memorialists persuade themselves that a review of the action of Congress and of the Legislature and of the people of the State, together with the celebrated report of Mr. Shriver, embodying the sense of all and comprizing arguments of no little weight, cannot fail to conciliate your favor to the reasonable claim asserted in behalf of the State of Illinois.

On the 15th day of May 1820, an act of Congress was passed providing for the appointment of commissioners to examine the country between Wheeling, in the State of Virginia, and a point on the left bank of the river Mississippi, BETWEEN St. Louis and the mouth of the Illinois river; said road to be on a *straight line* as nearly as a due regard to the nature and situation of the ground and water courses would permit. Thus expressly excluding St. Louis and the mouth of

the Illinois river from being points at which said road should terminate, and authorising a deviation from a straight line, only upon physical obstructions; said commissioners having particularly examined said routes, reported on the 3d of January 1821, that the point of termination of said road, pursuant to the provisions of the above act, *should be made above the mouth of the Missouri river*, but concluded by praying, for certain reasons, that St. Louis might be included within their discretion. In full review of all these circumstances, and in direct consequences of, and references to this report, the Congress of the United States, on the 3d of March 1825, passed an act requiring the commissioners to complete the survey heretofore commenced, and extend the same to the permanent seat of government of the State of Missouri, and to *conform strictly in all respects*, to the provisions of the first mentioned act, except that it should pass by the seats of government of Ohio, Indiana and Illinois.

In the year 1830, the people of the State of Illinois began to take the subject under serious consideration, numerous and highly respectable meetings were held in various and remote parts of our State, recommending with great zeal and earnestness the location of the national road on the route terminating at Alton. Many of the newspapers of the country sustained these recommendations by frequent and spirited articles evincing a most decided interest in the question.

In accordance with this general expression of public sentiment through the medium of the press, and of primary meetings, our Legislature, at their session of 1831, addressed a memorial to your honorable body, setting forth their views of the national as well as the local importance of the measure. About this time Mr. Shriver completed his survey and report of two routes, one by Eminence in the county of Green, and the other by St. Louis. At the session of 1832-3, the subject was again brought before the Legislature of Illinois, and a committee appointed to prepare a suitable preamble and resolutions expressive of the sense of the people; said committee took under consideration the report of Mr. Shriver and demonstrably proved that his recommendation of the St. Louis route, was in direct violation of, and unauthorised by the above recited several acts of Congress, that his deductions were wholly at war with the facts set forth in his report, that these facts conclusively established.

1st. That the northern route is the most direct, being nearly on a straight line from Vandalia to Jefferson city.

2d. That it has less extreme grade.

3d. That the facilities for the construction of the road on the northern route are more abundant.

4th. That its construction would cost less by \$11,200.

5th. That the northern route admits of vastly greater improvements, more dense and numerous population, with a soil more fertile and attractive to the agriculturist.

6th. That deducting the population of St. Louis, the northern route contained even at that early day, a greater number of inhabitants by two thousand five hundred than the southern.

And in addition to the above, it was insisted by the committee that the Alton route possessed numerous and highly important advantages over either of the routes before mentioned, which your memorialists believe will be fully verified by an actual survey of the same. This preamble and resolutions, to which your attention is earnestly solicited, passed through both branches of the Legislature by an almost unanimous vote. At their next session the subject was again, for the third time, brought under consideration, when it was by both houses unanimously

“Resolved, That the consent of the State of Illinois is hereby given to the General Government, to extend the national road through the said State, so as to cross the Mississippi river at the town of Alton in said State, and at no other point.”

Your memorialists would respectfully represent, that the foregoing resolution was dictated by no spirit of arrogant assumption, but by a deliberate conviction of right, and through persuasion of the injustice of withholding that right—founded upon the views here presented in reference to the superior eligibility of the Alton route—its greater cheapness of construction, its directness, &c., its literal compliance with the requisitions of the several acts of Congress, its exact conformity with the great national object of a direct inter-communication between the waters of the Atlantic, and those of the Gulf of Mexico—its uniform and oft repeated sanction by the Legislature of our State and by an overwhelming majority of the citizens thereof, and upon the unquestionable right of the State to give or withhold its consent as settled by the doctrine of the General Government and the practice of the States under it. It were an act of supererogation to remind your honorable body, to whom the political history of this question is so familiar, of the views entertained by Mr. Jef-

person which though dissented from in part by Mr. Madison, were subsequently concurred in by Mr. Monroe, and have ever since received the acquiescence of every administration to the present time; nor need we refer you to the act passed by the Virginia Legislature, yielding its assent, or to the right claimed and exercised by other states, of controlling the exit of the national road in accordance with these acknowledged principles.

Claiming, therefore, nothing more than what has been conceded by the government, and practised upon by our sister states, and fortified, as we humbly conceive, by unanswerable argument, we appeal with confidence to the sense of justice of your honorable body.

But independently of all these considerations, upon which they place great reliance, your memorialists would sanguinely hope that in the bestowment of government favors, an equal and impartial regard would be had to the claims of different states, that the munificent patronage heretofore extended to St. Louis ought to suffice for her, and that Illinois would not be denied a fair participation of benefits. St. Louis has already been the recipient of numerous favors lavished upon her, in the shape of Arsenals and Military stores—Indian agencies—Indian annuities—army disbursements, &c. &c. Would it not then, savor of favoriteism to give to St. Louis this additional boon to the prejudice of the claims of Illinois? Has not your treasury been as much enriched by the unprecedented and to her, impoverishing sales of your public domain, within her borders? Has not the value of your lands been equally enhanced by the labor of her enterprising citizens?—And have not her hardy and patriotic sons ever testified as ardent devotion to the honor and interest of our common country? All that we ask, all that we wish, all that we would be willing to receive would be an equal and impartial proportion of the public patronage.

Which was read, and adopted

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Maxwell,

Resolved, That the standing hour of adjournment of the Senate be 10 o'clock A. M.

And thereupon,

On motion,

The Senate adjourned.

WEDNESDAY, DECEMBER 14, 1896.

The Senate met pursuant to adjournment.

On motion of Mr. Servant,⁷

Resolved, That the committee on education &c., be instructed to enquire into the importance of establishing a system of common schools in this State, and report by bill or otherwise.

Mr. Whiteside of Monroe moved the adoption of the following resolution, viz:

Resolved, That it is expedient to appropriate one hundred and fifty thousand dollars, to be divided between the several counties in the State, in proportion to the last enumeration taken, expended in the improvement of the public highways in said counties,

Which, on his motion, was laid on the table.

Mr. Thomas moved the adoption of the following resolution, viz:

Resolved, That the committee on Internal Improvement be instructed to enquire into the expediency of organizing a Board of Public Works, for the purpose of engaging in a system of Internal Improvement; that said committee enquire into the propriety and expediency of making appropriations to improve the navigation of the Illinois river, the great Wabash, little Wabash, the Kaskaskia, the Sangamon and Rock rivers.

Mr. Stadden moved to amend said resolution by adding "and Fox river."

Mr. Parker moved to amend said amendment by adding "and Embarrass river."

And thereupon,

On motion of Mr. Bond,

The said resolution and proposed amendments were referred to a committee of the whole Senate, and made the order of the day for Monday next.

Mr. Speaker laid before the Senate, the following communication from the Auditor of Public Accounts, viz:

STATE OF ILLINOIS, AUDITOR'S OFFICE, }
Vandalia, December 13th, 1836. }

Sir—

In pursuance of the law requiring the Auditor of Public Accounts to "make out and present to each regular session of the General Assembly," a Report,—I have the honor to submit the enclosed statements No. 1 and 2, shewing the Amount of Receipts and Expenditures at the Treasury from the 30th November, 1835, to 30th November, 1836.

I have the honor to be

Very Respectfully,

Your obedient servant,

LEVI DAVIS,

Auditor Public Accounts.

TO THE HON. THE SPEAKER }
 OF THE SENATE. }

[No. 1.]

Total amount of Receipts and Expenditures at the Treasury from the 30th day of November, 1835, to 30th day of November, 1836.

<i>On what account received.</i>	<i>Amount.</i>	<i>Amount.</i>
Amount remaining in the Treasury on the 30th day of Nov. 1835,	\$ 19,316 90	
Amount rec'd. from non-residents,	4,194 81	
Amount received from Sheriff's,	6,444 16	
Amount received from sale of Vandalia Lots,	592 50	
Amount received from sales of Seminary Lands,	4,622 17	
Amount received from the Revenue Clerks,	31,131 38	
Amount received for debts due the old State Bank and branches,	1,053 94	
Amount received from the Trustees of James Hall, former Treasurer,	679 65	
Amount received from sales of Vermillion Saline Lands,	3,934 81	
Amount received from sales of Galatin Saline Lands,	1,728 50	
Amount received of bonus due from the State Bank of Illinois,	2,100 00	
Amount received from the Commissioners of the School Fund,	91,073 24	
	169,871 86	
To this add the amount of redemption money received,	443 28	
Total amount,		\$170,315 14
From the above sum deduct the following payments out of the Treasury, viz:		
Amount of Auditor's warrants paid		

[STATEMENT CONTINUED.]

at the Treasury from the 30th of Nov. 1835, to 30th Nov. 1836.	76,241 58	
Amount of State paper burned du- ring same time,	424 50	
Amount of money refunded,	104 27	
Amount paid interest on loan of \$100,000 to 1st, July, 1836,	6,000 00	
Amount of interest allowed on State paper received for taxes,	99 79	
Amount of funded stock redeemed at the Treasury,	1,416 00	
Amount of taxes refunded on Lands sold for taxes and redeemed,	8 06	
Amount of redemption money paid out,	123 20	
Leaving a balance in the Treasury on the 30th day of November, 1836, of		84,417 40
		<u>\$85,897 74</u>

Redemption account.

Amount of redemption money re- maining in the Treasury on the 30th day of November, 1835,	553 59	
Amount of redemption money re- ceived from 30th Nov. 1835, to 30th Nov. 1836,	443 28	
From this sum deduct amount of redemption money paid out during same time,		996 87
Leaving a balance of redemption money in the Treasury on the 30th day of November, 1836, of		123 20
		<u>\$878 07</u>

Amount of Auditor's Warrants drawn on the Treasury from the 30th of November, 1835, to 30th November, 1836, for the current expenses of the State, and charged to the following accounts, viz:

<i>On what account drawn.</i>	<i>Amount.</i>	<i>Amount.</i>
The General Assembly, (Special Session,) 1835 and 1836,	14,636 50	
The Judiciary,	8,489 48	
The Governor,	1,000 00	
The Secretary of State,	1,100 00	
The Auditor of Public Accounts,	1,394 00	
The Treasurer,	1,600 00	
Circuit Attorneys,	980 88	
The Attorney General,	191 31	
Special appropriations,	23,623 55	
Incidental expenses,	1,165 13	
Contingent fund,	7,116 25	
Warden of the Penitentiary,	407 21	
Incidental expenses of the Penitentiary,	500 00	
Counties on the Military Tract,	4,400 00	
Postage,	329 39	
The militia,	550 00	
Interest on funded stock redeemed,	615 03	
Interest on School, College and Seminary funds,	9,601 97	
		77,700 70
Balance in the Treasury on the 30th day of November 1836,		85,897 74
From this sum deduct the following amount of outstanding warrants against the Treasury on the 30th day of November, 1836,	2,734 43	
To which add amount of fund warrant,	28,283 80	
		31,018 23
Leaving a balance in favor of the Treasury on the 30th November, 1836, of		\$54,879 51

The following sums become due to the State in March and April next, viz:

From the Revenue Clerks,	37,161 46	
From Sheriffs,	5,368 75	
		42,530,21
<i>Supplemental statement.</i>		
Amount remaining in the Treasury on the 30th day of Nov. 1836,	85,897 74	
Amount of cash received into the Treasury from the 1st to the 3d day of December, inclusive,	147 20	
From this sum deduct amount of warrants paid from 1st to 3d day of December, inclusive,		86,044 94
		904 57
Leaving a balance in the hands of John Dement, late Treasurer, on the 3d day of December, 1836, of		\$85,140 37

STATE OF ILLINOIS, AUDITOR'S OFFICE,
Vandalia, December 13th, 1836. }

LEVI DAVIS,

A statement of the amount drawn from the Treasury on account of the Contingent Fund, from the 30th of November, 1835, to 3rd November, 1836.

1835. Dec. 11.	To warrants to William Redmond, in full for repair done to the State House,	\$ 47 75
" "	To warrants to E. Breath, in full for publishing Governor's proclamation for a Congressional election,	3 00
" 14.	To warrants to James S. Beaumont, in full for his services as auctioneer for sale of stock of Shawnee-town Bank,	5 00
" 19.	To warrants to Brooks & Pettit, in full for advertising Governor's proclamation for the apprehension of Craig, a fugitive from justice,	3 75
" 28.	To warrants to William E. McKennon, in full for his services as a messenger in going to Clay county for the returns of census.	20 00
1836. Jan. 7.	To warrants to Simeon Francis, in full for publishing Governor's proclamation, for the apprehension of N. Payne, a fugitive, &c. and for an election for member of Congress,	13 50
" 8.	To warrants to Stout & Johnson, in full for a blank book furnished the School Fund Commissioners,	3 12
"	To warrants to John Y. Sawyer, in full for publishing Governor's proclamation for the apprehension of John Craig, a fugitive from justice,	11 37
" 9.	To warrants to Shadrack Penn, in full for publishing Governor's proclamation for the apprehension of N. Payne, a fugitive from justice,	3 75

1836.		
Jan. 16.	To warrants to Basil B. Craig and Levin Lane, in part for their services as messengers to demand certain fugitives from justice, of the executive of Indiana and Louisiana,	200 00
" 18.	To warrants to A. S. Mitchell, in full for a large map of the United States, furnished the Secretary's Office,	12 00
Feb. 29.	To warrants to Moses Phillips, in full for a table furnished for the use of the State,	8 00
March 10.	To warrants to John Y. Sawyer, in full for one hundred volumes of the Statutes of 1835 '36, furnished for the use of the State,	150 00
April 18.	To warrants to Richard Beck, in full for advertising Governor's proclamation relative to the State Bank of Illinois,	6 00
" "	To warrants to Asahel Lee, for procuring materials for the purpose of repairing the old State House,	250 00
" 22.	To warrants to Basil B. Craig, in part for his services as a messenger to the Governor of Louisiana, to demand a certain fugitive from justice,	25 00
May 25.	To warrants to Edward Colles, in full for his services and expenses in endeavoring to negotiate a loan for the Illinois and Michigan Canal,	50 00
June 10.	To warrants to the estate of John Y. Sawyer, in full for two quires of blanks furnished for the use of the Secretary's Office,	2 50
July 7.	To warrants to J. Delafield, in full for 550 forms of blank certificates of Canal stock, and for his services in negotiating the same,	307 00

"	13.	To warrants to William L. Graves, in full for repair done to the public offices,	22 06
"	"	To warrants to James S. Jones, in full for making out a copy of the Canal Law for the use of the Governor,	10 00
Aug. 15.		To warrants to Lemuel Lee, in full for his services in bringing blank certificates of canal stock from Chicago to Vandalia, and for going as an express to the Governor,	20 00
"	"	To warrants to Doolittle & Munson, in full for a State seal for the Secretarys office,	55 00
"	19.	To warrants to Hodge & Shrader, in full for advertising Governor's proclamation for the apprehension of Martin Harrison, a fugitive from justice,	5 25
"	"	To warrants to William Elam, in full for 580 feet of plank furnished for building the State House,	11 60
Sept. 3.		To warrants to Waterman, Maddox & Co. in part for laying the foundation of the State House,	200 00
"	7.	To warrants to Hodge & Shrader, in full for publishing Governor's proclamation for the apprehension of John Caldwell and Henry Bracken, fugitives from justice,	7 00
"	9.	To warrants to Prentice & Weissen-ger, in full for advertising Governor's proclamation for apprehension of Martin Harrison and John Caldwell, fugitives from justice,	8 12
"	17.	To warrants to Waterman, Maddox & Co. in part for laying the foundation & brick work of state house,	780 00
"	"	To warrants to John Hall, in part for 312 perch of stone for the foundation of the state house,	936 00

Oct. 3.	To warrants to William C. Greenup, in part for his services in taking down the old State and Bank Houses, and digging the foundation of the new State House,	200 00
" "	To warrants to A. & H. Lee, in part for carpenters work done on the State House,	300 00
" 8.	To warrants to Thomas B. Hickman, in part for carpenters work done on the State House,	48 00
" 13.	To warrants to James M. Morse, in full for plank furnished for the State House,	40 16
" 15.	To warrants to Winslow Pilcher and John Dement, in full for hauling timber for the State House,	47 50
" "	To warrants to Waterman, Maddox & Co. in part for laying the brick and stone work of the state house,	500 00
" "	To warrants to Hodge & Taylor, in part for carpenters work done on the state house,	276 32
" 17.	To warrants to James C. King and Ira Pierce, being the reward for the apprehension of John Craig, a fugitive from justice,	200 00
" "	To warrants to A. & H. Lee, in part for carpenters work done on the state house,	1000 00
" 20.	To warrants to Aikin Evans, in full for five days services in hiring masons to work on the state house,	12 50
" 28.	To warrants to Gatewood & Oliver, in full for advertising notice of the sale of stock of the Shawneetown Bank, and Governor's proclamation convening the Legislature,	5 00
" 28.	To warrants to William C. Greenup, in part for taking down the old state and bank houses,	100 00

Oct. 29.	To warrants to William Linn, in part for sash, flooring and other plank, purchased at St. Louis for the State House,	1150 00
3.	To warrants to Harrison Thompson, in part for shingles furnished the State House,	60 00
	Total amount,	<u>\$ 7116 25</u>

STATE OF ILLINOIS, AUDITOR'S OFFICE, }
 Vandalia, December 13th, 1836. }
 LEVI DAVIS,

Auditor Public Accounts.

Which together with the report therein referred to was read, and

On motion of Mr. Maxwell,

Laid upon the table and 200 copies thereof, ordered to be printed for the use of the Senate.

On motion of Mr. Borough,

The communication from the late Treasurer, and his accompanying report heretofore laid upon the table were taken up,

Whereupon,

Mr. Borough moved that said communication and report be laid upon the table, and 200 copies thereof be printed for the use of the Senate.

Mr. Whiteside of Monroe moved that 2000 copies be printed, which was not agreed to.

Mr. Thomas moved that 500 copies be printed,

Which was decided in the negative.

The question then recurring upon Mr. Borough's motion,

It was decided in the affirmative.

On motion of Mr. Hamlin,

Resolved That the committee on the judiciary be instructed to enquire into the expediency of passing an act for the purpose of legalizing the acknowledgments of deeds to lands in this state where the same have been made in other states, in conformity with the laws of the state where such deed is made.

A message from the House of Representatives by Mr. Prickett their clerk.

"MR. SPEAKER:

I am directed to inform the Senate that the House of Representatives have concurred with them in the adoption of the resolution from the Senate, appointing this day at 2 o'clock P. M. for the election of a Senator to the Congress of the United States."

And he withdrew.

The Bill entitled

"An act to provide for receiving a distributive share of the surplus revenue of the United States,"

Was read the second time,

Whereupon,

Mr. Gatewood moved that said bill be laid upon the table, and 100 copies thereof printed for the use of the Senate,

Which was not agreed to.

On motion of Mr. Maxwell,

Ordered, That said bill be committed to a committee of the Whole, and made the order of the day for to-morrow.

The Bill entitled

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river, at Farmington in the county of St. Clair."

Was read the second time, and

On motion of Mr. Murray,

Referred to a select committee.

Ordered, That Messrs. Murray, Whiteside of Monroe and Vance be that committee.

Mr. Gatewood moved the adoption of the following resolutions, viz:

Resolved, That the committee on internal improvement be instructed to enquire into expediency of improving the navigation of the Saline river, and also the protection of the river bank at Shawneetown.

Resolved, That the said committee be instructed to inquire into the expediency of constructing at the expense of the State in part or entirely, a rail road from Shawneetown by way of Equality, Frankfort, Nashville, Lebanon and Edwardsville to Alton and making the same a part of a system of internal improvement for the State.

On motion of Mr. Bond,

The said resolutions were referred to a committee of the whole and made the order of the day for Monday next.

Mr. Bond moved the adoption of the following resolu-

Resolved, That the Public Printer be required to print—
copies of the Journals of this Senate, and that the Secretary
certify the same to said printer forthwith.

On motion of Mr. Thomas,

Said resolution was laid on the table.

On motion of Mr. Pruyn,

Resolved, That a committee be appointed on Canals and
Canal Lands and be added to the standing committees.

A message from the House of Representatives by Mr.
Prickett their Clerk.

MR. SPEAKER:

I am directed by the House of Representatives to inform
the Senate that they have concurred with the Senate in the
adoption of the resolution from the Senate in relation to the
adoption of the joint rules of the two Houses of the General
Assembly for the government of the two Houses of the pres-
ent session.

On motion of Mr. Maxwell,

Resolved, That the Public Printer be required to print the
Auditor and Treasurer's reports, together in pamphlet form.

On motion

The Senate adjourned until 2 o'clock P. M.

2 o'clock P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr.
Prickett their clerk.

MR. SPEAKER,

I am directed to inform the Senate that the House of Rep-
resentatives are now ready to receive them in the Hall of
the House, and proceed to the election of a Senator to the
Congress of the United States.

And he withdrew.

Whereupon,

The Honorable the Senate, proceeded by Mr. Speaker, re-
paired to the Representatives' Hall, and then both branches

of the General Assembly proceeded to elect *viva voce* a Senator in the Congress of the United States, for six years from and after the 4th day of March next.

When the vote stood thus:

For Richard M. Young,	56 votes.
“ Samuel McRoberts,	28 “
“ William Lee D Ewing,	13 “
“ Thomas C. Brown,	10 “
“ Archibald Williams,	21 “

Those voting for Richard M. Young, are,
Messrs. Allen of Greene, Browning, Butler, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mitchell, Murray, Owen, Parrish, Pruyn, Ross, Turney, and Whiteside of Monroe, of the Senate.

Messrs. Able, Aldrich, Atwater, Ball, Cloud, Davis, Dolins, Dougherty, Douglass, Edmonston, English, Galbreath, Happy, Harris, Lane, Leary, Logan, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Richardson, Shield, Smith of Madison, Stuntz, Thompson, Turney, Voris, Walker of Morgan, Wheeler, Witt and Mr. Speaker of the House of Representatives.

Those voting for Samuel McRoberts, are,
Messrs. Borough, Craig, Herndon, Noel, Parker, Stadden, Vance and Wood, of the Senate.

Messrs. Barnett, Bentley, Courtright, Crain, French, Green of St. Clair, Huey, Hunt, Linder, Lyons, Madden, Marrs, Minor, Murphy of Vermilion, O'Neil, Reddick, Scarborough, Walker of Cook, Webb and Whitten, of the House of Representatives.

Those voting for Thomas C. Brown, are,
Messrs. Lane, Mills and O'Rear, of the Senate.
Messrs. Carpenter, Diarman, Enloe, Lagow, McCown, McClernand and Wood, of the House of Representatives.

Those voting for Archibald Williams, are,
Messrs. Bond, Edwards, Fletcher, Gatewood, Servant, Thomas and Wight, of the Senate.

Messrs. Charles, Craig, Cullom, Dawson, Dubois, Dunbar, Edwards, Hardin, Hogan, Lincoln, McCormick, Stone, Stuart and Wilson, of the House of Representatives.

Those voting for William Lee D. Ewing, are,
Messrs. Allen of Macon, Davidson, Reilly, Warren and Whiteside of Pope, of the Senate.

Messrs. Davidson, Dement, Green of Clay, Hankins, Hinshaw, Moore of McLean, Smith of Wabash and Turley, of the House of Representatives.

No person having received a majority of all the votes given, the vote was taken a second time, and stood thus:

Those voting for Richard M. Young, are,

Messrs. Allen of Greene, Bond, Browning, Butler, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Murray, Owen, Parrish, Pruyn, Ross, Turney and Whiteside of Monroe, of the Senate.

Messrs. Able, Aldrich, Atwater, Ball, Cloud Davis, Dollins, Dougherty, Douglass, Edmonston, English, Galbreath, Happy, Harris, Hunt, Lane, Leary, Logan, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Richardson, Shield, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turney, Voris, Walker of Morgan, Wheeler, Witt and Mr. Speaker of the H. of Representatives.—60.

Those voting for Mr. McRoberts, are,

Messrs. Borough, Craig, Herndon, Noel, Parker, Stadden, Vance and Wood, of the Senate.

Messrs. Barnet, Bentley, Courtright, Crain, Dunbar, French, Green of St. Clair, Huey, Linder, Lyons, Madden, Marra, Minor, Murphy of Vermilion, O'Neill, Reddick, Scarborough, Walker of Cook, Webb, and Whitten, of the H. R.—28.

Those voting for Mr. Brown, are,

Messrs. Gatewood, Lane, O'Rear, and Thomas, of the Senate.

Messrs. Carpenter, Diarman, Enloe, Lagow, McCown, McClernand and Wood of the H. R.—11.

Those voting for Mr. Williams, are,

Messrs. Edwards, Servant and Wight, of the Senate.

Messrs. Charles, Cullom, Dawson, Edwards, Hardin, Hogan, Lincoln, McCormick, Stone, Stuart and Wilson of the H. of Representatives.—14.

Those voting for Mr. Ewing, are,

Messrs. Allen of Macon, Davidson Fletcher, Reilly Warren and Whiteside of Pope, of the Senate.

Messrs. Craig, Davidson, Dement, Green of Clay, Hankins, Hinshaw, Moore of McLean, and Turley of the H. R.—14.

Mr. Dubois of the House of Representatives voted for William Wilson.

No person having yet received a majority of all the votes

given, the vote was taken a third time, and stood thus:

For R. M. Young	68 votes.
“ S. McRoberts	24 “
“ W. L. D. Ewing	12 “
“ T. C. Brown	7 “
“ A. Williams	17 “
“ William Wilson	1 “

Those voting for Mr Young, are,

Messrs. Allen of Greene, Bond, Browning, Butler, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Murray, Owen, Parrish, Pruyn, Ross, Stadden, Turney and Whiteside of Monroe, of the Senate.

Messrs. Able, Aldrich, Atwater, Ball, Bentley, Carpenter, Cloud, Davis, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, Galbreath, Green of St. Clair, Happy, Harris, Huey, Hunt, Lane, Leary, Logan, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Richardson, Shield, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt and Speaker of the House of Representatives.

For Mr. McRoberts,

Messrs. Borough, Craig, Fletcher, Herndon, Noel, Parker, Vance, Warren and Wood, of the Senate.

Messrs. Barnet, Courtright, Crain, Dunbar, French, Linder, Lyons, Madden, Marrs, Minor, Murphy of Vermilion, O'Neill, Reddick, Scarborough and Whitten, of the H. R.

For Mr. Ewing,

Messrs. Allen of Macon, Davidson, Reilly, and Whiteside of Pope of the Senate.

Messrs. Charles, Davidson, Dement, Green of Clay, Hankins, Hinshaw, Moore of McLean and Turley, of the H. R.

For Mr. Brown,

Messrs. Gatewood, Lane and O'Rear, of the Senate, and Messrs. Logan, McCown, McClernand and Wood, of the H. of Representatives.

For Mr. Williams,

Messrs. Edwards, Servant, Thomas and Wight, of the Senate.

Messrs. Craig, Cullom, Dawson, Edwards, Elkin, Hardin, Hogan, Lincoln, McCormick, Stone, Stuart, Webb and Wilson, of the H. R.

Mr. Dubois, of the House of Representatives, voted for William Wilson.

Richard M. Young having received a majority of all the votes given, was declared duly elected a Senator in Congress for six years from the 4th day March next.

The Senate thereupon returned to their chamber, and
On motion,

Adjourned.

THURSDAY, DECEMBER 15, 1836.

The Senate met pursuant to adjournment.

Mr. Noel introduced the petition of James Hall, praying the passage of a law for the sale of certain lands therein mentioned, and

On motion of Mr. Noel;

The reading of said petition was dispensed with, and referred to the committee on Petitions.

On motion of Mr. Herndon,

Resolved, That the newly elected Senators who by the late apportionment law, are required to draw to ascertain the duration of their term of office, proceed to that duty.

And thereupon

The Senator from Morgan county, the Senators from Cook, Pike, Macoupin and Fulton counties respectively: and the Senators from the districts composed of the counties of La Salle, Iroquois, McLean, Macon Calhoun, Greene, Putnam, Peoria, Madison, St Clair, Monroe, Hancock, McDonough, Warren, Knox, Henry, Coles, Clark, Washington and Perry, proceeded to divide by lot their number into two classes, as follows, viz:

The first class,

Messrs. Allen of Greene, Hamlin, Owen, Parker, Ross, Stadden, and Wood.

In the second class,

Messrs. Allen of Macon, Borough, Butler, Hackelton O'Rear, Pruyne, and Whiteside of Monroe.

On motion of Mr. Parrish,

Resolved, That the Auditor of Public accounts be requested to lay before the Senate a full statement from the books of his Office showing the whole transactions, in relation to all the Salines in the State, the dates and amounts of the different Leases and to whom made, and the amount due, if any, from those leases, together with the amount of lands sold and unsold, the different acts authorizing the sales of the saline reserves, the amount of money realized from the sales, and to what object it has been paid out; that said Auditor state in the report the date of each sale of land, the date of each payment into the Treasury—the date of each payment out of the Treasury.]

On motion of Mr. Hacker,

Resolved by the General Assembly of the State of Illinois, That a joint select committee be appointed to draft a memorial to the Congress of the United States asking an appropriation for the erection of a Hospital at the mouth of the Ohio river, in Alexander county.

Ordered, That Messrs. Hacker and Whiteside of Pope be the committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Bond,

Resolved, That the committee on Internal Improvement be instructed to inquire into the expediency of the State's constructing a Turn Pike or McAdamized road on the great Western Mail Route from the Wabash river, opposite Vincennes, Indiana, to the Mississippi river opposite St. Louis Missouri, and that they report by bill or otherwise.

On motion of Mr. Parker,

Resolved, That the committee on Internal Improvements be instructed to inquire into the expediency of appropriating money to remove the obstructions of the navigation of the Big Embarras and Big Vermilion rivers, and that they report by bill or otherwise.

A message from the House of Representatives by Mr. Prickett their clerk.

Mr. SPEAKER:

I am directed to inform the Senate that the House of Representatives have concurred with them in their amendment to the resolution from the House of Representatives, in relation to the Public buildings &c., and have appointed Messrs. Dement, Atwater, Diarman, Shields and Hogan the committee

on their part. They have also concurred with the Senate in the adoption of the resolution providing for the appointment of a joint select committee to draft a memorial to Congress on the subject of granting pre-emption rights, &c., as amended by them, in which amendment they ask the concurrence of the Senate.

Amend as follows:

"And also that provision be made by law to secure those persons who are mining on lands of the United States, in the possession of their mineral lots when the public lands shall be offered for sale," and have appointed Messrs. Craig, Voris and Hradin the committee on their part.

And he withdrew.

On motion of Mr. Bond,

The resolution heretofore laid upon the table, in relation to the printing of the Journals was taken up;

And thereupon,

Mr. Bond moved to amend said resolution by striking out all of the same after the word "resolved," and inserting in lieu thereof, the following viz: "By the General Assembly of the State of Illinois, That———copies of the Journal of each House of the present General Assembly be printed by the public printer for the use of the State."

Mr. Bond moved to amend said amendment by filling the blank therein with "1000."

Mr. Hacker moved to amend by filling said blank with "2000," which was agreed to.

The question then recurring upon the proposed amendment, as amended, it was decided in the affirmative.

And thereupon,

The question further recurring upon the adoption of the resolution as amended,

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Mr. Warren asked and obtained leave to introduce a bill entitled,

"An act to locate a State road from Shelbyville in Shelby county, to Danville in Vermilion county."

Which was read, and ordered to a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with,

And said Bill was read a second time by its title, and

On motion of Mr. Warren,
Referred to a select committee.

Ordered, That Messrs. Warren, Thomas and Parker be that committee.

Mr. Edwards asked and obtained leave to introduce a bill entitled,

"An act to re-locate the State Penitentiary,"

Which was read, and ordered to a second reading.

On motion of Mr. Whiteside of Monroe,

The committee of the Whole was discharged from the further consideration of the bill entitled

"An act to provide for receiving a distributive share of the surplus revenue of the United States."

Whereupon,

Mr. Turney moved that said bill be amended by striking out of the same the words "in specie."

On motion of Mr. Whiteside of Monroe,

The bill and proposed amendment were laid upon the table for 20 minutes,

And 20 minutes having elapsed,

On motion of Mr. Whiteside of Monroe,

Said bill and proposed amendments were taken up, when

The question being put upon said proposed amendment,

It was decided in the negative by yeas and nays as follows, viz:

In the affirmative,

Messrs. Allen of Greene, Butler, Hackelton, Noel, Parrish, Reilly, Turney, and Whiteside of Monroe.—8.

In the negative,

Messrs. Allen of Macon, Borough, Browning, Craig, Davidson, Edwards, Fletcher, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mills, Mitchell, Murray, O'Rear, Owen, Parker, Pruyn, Ross, Servant, Stadden, Thomas, Vance, Warren, Whiteside of Pope, Wight and Wood.—28.

The bill was then ordered to a third reading, and

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with and the bill was read the third time by its title, and passed.

The Ayes and Noes being called for on the passage of the bill, those voting in the affirmative, are,

Messrs. Allen of Greene, Allen of Macon, Bond, Borough, Browning, Butler, Craig, Davidson, Edwards, Fletcher, Hackelton, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Mur-

ray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—35.

In the negative—Messrs. Hacker and Lane.

On motion of Mr. Whiteside of Monroe,

The title of the bill was amended by adding thereto, the words "On deposit."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said Bill, and ask their concurrence therein.

On motion

The Senate adjourned.

FRIDAY, DECEMBER 16, 1836.

Senate met pursuant to adjournment.

Mr. Servant asked and obtained leave to introduce the petition of F. Swanwick, & others, committee of the citizens of the town of Chester in Randolph county, praying authority to increase the corporation taxes of said town.

Which, on motion of Mr. Servant,

Was referred to the committee on petitions.

Mr. Mitchell, asked and obtained leave to introduce the petition of J. C. Morgan, praying the passage of a law for locating a certain State road therein named,

Which was,

On motion of Mr. Mitchell,

Referred to the committee on Petitions.

On motion of Mr. Butler,

Resolved, That the committee on Seminary, School Lands and Education, be instructed to report the principal features of the present School system, and whether any, and if any, what further legislation is necessary on the subject of Common Schools.

Mr. Bond from the select committee to which was referred the bill for incorporating the Kaskaskia bridge company,

Reported said bill back with an amendment, which was read and concurred in.

On motion of Mr. Servant,

The said bill was further amended by striking out of the 8th section, "18½ cents" and inserting "25 cents" in lieu thereof—by striking out "25 cents" and inserting "37½ cents:" and by striking out 37 cents and inserting in lieu thereof 50 cents.

Ordered, That the bill be engrossed as amended, for a third reading.

Mr. Owen moved the adoption of the following resolution, viz:

Resolved, That the committee on Internal Improvements be instructed to enquire into the expediency of the State becoming a joint stock-holder with individual capitalists, and that in all cases where Rail Road Charters have been heretofore granted and the stock not yet subscribed for, and in all charters hereafter to be granted by the Legislature, that so soon as two thirds of the capital stock designated in any charter shall be subscribed for by individuals, and twenty per centum of the same actually paid in, and the payment of the balance well secured, then the State to subscribe the remaining third, and be a joint stock-holder to the amount of one third of all the capital required to complete the same; and report by bill or otherwise.

Which was decided in the negative.

On motion of Mr. Ross,

Resolved, That the committee on Education be instructed to enquire into the expediency of providing by law for an equitable distribution of the School fund to the several counties of this state, and report by bill or otherwise.

Mr. Herndon moved the adoption of the following resolution, viz:

Resolved, That the Secretary of State be authorised to employ mechanics to finish the Lobby for the accommodation of spectators.

Mr. Thomas moved that said resolution be laid upon the table.

Which was not agreed to.

On the question,

Shall the resolution be adopted?

It was decided in the negative.

On the question of concurring with the House of Representatives in the amendment to the resolution of the Senate providing for the appointment of a joint select committee to

draft a memorial to Congress, on the subject of granting pre-emption rights to settlers on the public lands,

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill providing for

"An act to re-locate the State Penitentiary,"

Was read the second time, and

On motion of Mr. Edwards,

Ordered, That said bill lie on the table, and be printed.

Mr. Herndon moved the adoption of the following resolution, viz:

Resolved by the Senate (the House of Representatives concurring herein,) That the Sangamo Journal, Vandalia Free Press, Illinois Republican at Springfield, Illinois Advertiser, Quincy Argus, Chicago American, and the Galena papers be requested to give each law passed at this General Assembly, one insertion,

Which was modified by the consent of the mover, by inserting,

On motion of Mr. Stadden,

"The Ottawa Republican."

On motion of Mr. Hamlin,

"The Peoria Advertiser."

On motion of Mr. Pruyne,

"The Chicago Democrat."

On motion of Mr. Mitchell,

"The Tazewell Telegraph." and

On motion of Mr. Reilly,

"The Mount Carmel Sentinel and all other papers in the State."

And thereupon,

The question being put upon the adoption of the resolution as amended,

It was decided in the negative.

Mr. Butler moved that the Senate adjourn until 2 o'clock P. M.

Which was not agreed to.

Mr. Gatewood moved that the Senate adjourn,

Which was decided in the negative, whereupon,

On motion,

The Senate adjourned until 10 minutes past 2 o'clock P. M.

10 minutes past 2 o'clock P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Stadden,

Resolved, That the increased duties devolving on the Sergeant at arms require an assistant, and that he be authorised to appoint some suitable person.

The Ayes and Noes being called for on this question,

Those voting in the affirmative, are,

Messrs. Allen of Greene, Allen of Macon, Craig, Davidson, Edwards Fletcher, Hackelton, Herndon, McLaughlin, Mills, Mitchell, Noel, O'Rear, Parker, Pruyne, Ross, Stadden, Thomas, Warren and Wood.—20

In the negative.

Messrs. Bond, Borough, Hacker, Hamlin, Lane, Maxwell, Murray, Owen, Parrish, Servant, Turney, Vance, Whiteside of Pope and Wight.—14.

A message from the House of Representatives by Mr. Prickett, their clerk.

Mr. SPEAKER:—I am directed to inform the Senate, that the House of Representatives have concurred with them in the passage of the bill entitled

“An act to provide for receiving a distributive share of the surplus revenue of the United States on deposit, as amended by them—in which they ask the concurrence of the Senate.

And he withdrew, whereupon,

A division of the question upon concurring with the House of Representatives in their said amendments to the aforesaid bill being called for, the question was put upon concurring in the first of said amendments—which proposed to strike out of the first section of said bill, the words “the Governor for the time being” and inserting in lieu thereof “the treasurer of this State,” and decided in the affirmative by Ayes and Noes as follows, viz:

Those voting in the affirmative, are,

Messrs. Allen of Greene, Allen of Macon, Borough, Brown, Butler, Craig, Gatewood, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyne, Reilly, Stadden, Thomas, Turney, Warren, Whiteside of Monroe, Whiteside of Pope and Wood.—26.

In the negative,

Messrs. Bond, Davidson, Edwards, Fletcher, Herndon,

Lane, Mills, Murray, O'Rear, Ross, Servant, Vance, and Wight.—13.

The question was then put upon concurring in the second amendment of the House of Representatives to said bill, proposing to strike out the words "in specie," and decided in the affirmative by ayes and noes as follows, viz:

In the affirmative,

Messrs. Allen of Greene, Allen of Macon, Borough, Butler, Craig, Hackelton, Hacker, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Stadden, Turney, Whiteside of Monroe, Wight and Wood.—22.

In the negative,

Messrs. Bond, Browning, Davidson, Edwards, Fletcher, Gatewood, Hamlin, Herndon, Lane, Mills, Murray, O'Rear, Servant, Thomas, Vance, Warren and Whiteside of Pope—17.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned.

SATURDAY, December 17, 1836.

Senate met pursuant to adjournment.

Whereupon,

Mr. Speaker appointed the following standing committee, viz:

On Canal and Canal Lands.—Messrs. Thomas, Hamlin, Pruyn, Whiteside of Monroe, Vance, Stadden and Mills.

Mr. Stadden introduced the petition of sundry citizens of La Salle county, praying the passage of a law for the location of a State road from Ottawa via Georgetown and Napersville to Chicago, which was,

On motion of Mr. Stadden,

Referred to the committee on petitions.

Mr. Borough moved the adoption of the following resolution, viz:

Resolved, That the committee on finance be instructed to

correspond with the Presidents and Directors of the several Banks in this State respectively, and ascertain upon what terms they will receive on deposit the distributive share of the surplus revenue due the State of Illinois.

Mr. Gatewood moved to amend said resolution by striking out the words "committee on finance" and inserting in lieu thereof the word "Governor," and a division of the question being called for, the question was severally put upon striking out and inserting, and decided in the affirmative.

Mr. Herndon moved that said resolution be further amended by adding "and that he also inquire of the President and Directors of the State bank of Illinois the reasons why the United States refused to make that bank a public depository,"

Which was not agreed to.

On motion of Mr. Thomas,

The resolution was further amended by adding "and that he communicate the information which he may obtain to the Senate."

The question then recurring upon the adoption of the resolution as amended,

It was decided in the affirmative.

A message from the House of Representatives by Mr. Prickett their clerk.

Mr. SPEAKER:—The House of Representatives have adopted the following resolutions, viz:

Resolved by the Senate and House of Representatives, That the committee to whom the subject of the public buildings is referred, be authorised to send for all persons and papers necessary for the proper investigation of the said subject.

Resolved by the House of Representatives (the Senate concurring herein,) That both Houses will meet in the Hall of the House of Representatives on the 17th inst., at 2 o'clock P. M. and proceed to the election of a Judge and States' Attorney for the third Judicial Circuit, to fill the vacancies occasioned by the resignations of Judge Hardin and John Dougherty: and also for the purpose of electing State's Attorneys in the 4th & 5th judicial circuits in this state, in the adoption of which several resolutions, they ask the concurrence of the Senate.

They have concurred in the report of the joint select committee appointed to draft and report rules for the government of the two Houses.

I am directed to inform you that Messrs. Madden, Dawson and McClernand have been appointed the committee on Enrolled Bills, on the part of the House.

Mr. Edwards moved the adoption of the following resolutions, viz:

Resolved by the Senate and House of Representatives, That the standing committees of the two Houses on Internal Improvement be instructed to enquire into the expediency of devising a system of Internal Improvement for the whole State.

Resolved, That said committees be further instructed to enquire into the expediency of applying that portion of the surplus revenue of the United States, which may come into the State Treasury, to the increase of the school fund, reserving so much thereof as may be necessary to constitute a fund for the payment of the interest on a loan of millions of dollars to be appropriated to such system of Internal Improvement as may be devised by said committees.

Resolved, That said committees be further instructed to enquire whether the said loan shall be applied exclusively by the State to Internal Improvements or in connection with chartered companies, and if the latter, in what manner and what proportions shall stock be subscribed by the State, and that the said committees have leave to report by bill or otherwise.

On motion of Mr. Edwards,

The said resolutions were referred to the committee of the Whole, to which resolutions upon the same subject had been referred, and made the order of the day for Monday, 19th inst.

On motion of Mr. Browning,

Resolved, That the Auditor of Public Accounts be requested to lay before the Senate a statement showing the aggregate amount of school lands which have been sold by the school commissioners of this State, and also the aggregate amount of money produced by the sale of said lands.

On motion of Mr. Fletcher,

The vote of yesterday, adopting a resolution authorising the Serjeant at arms to appoint an assistant, was reconsidered,

Whereupon,

On motion of Mr. Hacker,

Said resolution was laid on the table.

On motion of Mr. Gatewood,

The resolution and proposed amendment, having for its object the appointment of an assistant Serjeant-at-arms, which had been laid on the table, was taken up,

And on the question pending upon said amendment, to-wit:

To insert the name of William T. Reed,

It was decided in the affirmative.

Mr. Maxwell moved to lay the resolution on the table, which was not agreed to.

On motion of Mr. Thomas,

Said resolution was amended by adding, "Whose duty it shall be to announce messages to the Senate—keep the Senate chamber and furniture of the Senate clean and in order and to act as a messenger for committees and to perform such other duties as may from time to time be required of him."

On the question of the adoption of said resolution,

It was decided in the affirmative by ayes and noes as follows:

In the affirmative,

Messrs. Allen of Macon, Browning, Davidson, Edwards, Fletcher, Gatewood, Herndon, Lane, Mills, Mitchell, O'Rear, Owen, Reilly, Ross; Servant, Thomas, Vance, Whiteside of Pope and Wight—19.

In the negative,

Messrs. Allen of Greene, Bond, Borough, Craig, Hacker, Hamlin, Maxwell, McLaughlin, Murray, Noel, Parker, Parrish, Pruyne, Stadden, Turney, Warren, Whiteside of Monroe and Wood—18.

Mr. Hackelton from the committee on enrolled bills, reported as correctly enrolled, a bill of the following title, to-wit:

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposit."

On motion of Mr. Thomas,

Resolved, That the Auditor furnish the Senate with a statement shewing the number of acres of Land subject to taxation in each county in this State, for the year 1836, and the amount of taxes payable upon said land under the laws of the State—the amount payable to the State, and the amount payable to each county—also the number of acres of land in each county which will become subject to taxation in the year 1837.

Mr. Whiteside of Monroe moved the adoption of the following resolution, viz:

Resolved by the General Assembly of the State of Illinois, That when the Treasurer of this State shall have received drafts of the Secretary of the Treasury of the United States in favor of this State, for her proportion of the public deposits, the said Treasurer shall demand and receive the payment of said drafts in specie.

Mr. Gatewood moved to refer said resolution to the commit-

tee on finance, which was not agreed to.

On the question of the adoption of said resolution,
It was decided in the affirmative by ayes & noes as follows, viz:

In the affirmative,

Messrs. Allen of Greene, Allen of Macon, Bond, Borough, Browning, Craig, Davidson, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—38.

In the negative, none.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution and ask their concurrence therein.

On motion of Mr. Ross,

The resolution from the House of Representatives appointing this day at 2 o'clock P. M. for the meeting of the two Houses of the present General Assembly, in the Representatives' Hall, for the purpose of electing a judge and States' Attorney for the 3d judicial district of this State, and amended by striking out of said resolution so much as relates to the election of a States' Attorney for the 3d judicial circuit, and

On motion of Mr. Reilly,

Said motion was further amended by striking out so much of said resolution as provides for the election of a States' Attorney for the 4th judicial circuit.

Mr. Parrish moved further to amend Said resolution by striking out "17th" and inserting in lieu thereof "20th,"

Which was not agreed to.

The question then recurring upon concurring with the House of Representatives in the adoption of said resolution as amended,

It was decided in the affirmative.

Ordered that the Secretary inform the House of Representatives thereof, and ask their concurrence in said amendments.

The engrossed bill entitled

"An act to incorporate the Kaskaskia Bridge Company,"

Was read the third time, and

On motion of Mr. Servant,

Amended by filling the blank in the second section with the word "fifty," and then passed.

Ordered that the title of the bill be as aforesaid, that the

Secretay inform the House of Representatives thereof and ask their concurrence therein.

On motion of Mr. Maxwell,

The Senate adjourned until 2 o'clock P. M.

2 o'clock P. M.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills, reported as having been this day laid before the Council of Revision, a bill of the following title, to wit:

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposit."

A message from the House of Representatives by Mr. Prickett their Clerk.

Mr. SPEAKER—I am directed to inform the Senate that the House of Representatives have concurred with them in their amendments to the resolution of the House of Representatives, in relation to the election of a Judge and States' Attorney for the 3d Judicial Circuit in this State; and further,

That the House of Representatives are now ready to receive the Senate in the Representatives' Hall for the purpose of proceeding to said elections.

And he withdrew,

Whereupon,

The Senate preceded by Mr. Speaker, repaired to the Representative Hall, and there both Branches of the General Assembly proceeded to elect a Judge for the Judicial Circuit aforesaid by ballot; when

Mr. Ross of the Senate, and Mr. Dement of the House of Representatives, having been appointed Tellers,

The result stood thus, viz:

For Walter B. Scates	-	-	-	98
" Jesse J. Robinson	-	-	-	25
Scattering	-	-	-	1

Mr. Scates having received a majority of all the votes given, was declared by the Speaker of the House of Representatives

duly elected Judge of the 3d Judicial District of the State of Illinois.

The two Houses then proceeded to elect *viva voce* a States' Attorney for the same district;

When the vote stood thus, viz:

For Samuel Marshall, -	-	-	-	65
" William H. Stickney, -	-	-	-	60

Those voting for Mr. Marshall, are

Messrs. Allen of Macon, Bond, Browning, Davidson, Edwards, Fletcher, Hamlin, Herndon, Lane, Mills, Murray, O'Rear, Reilly, Servant, Thomas, Vance, Warren, Whiteside of Pope, and Wight of the Senate.

Messrs. Aldrich, Ball, Carpenter, Charles, Craig, Davidson, Dawson, Dement, Diarman, Dubois, Dunbar, Edwards, Elkin, Galbreath, Green of St. Clair, Hardin, Hogan, Huey, Lagow, Leary, Lincoln, Lyons, McCormick, McClernand, Minshall, Moore of St. Clair, Murphy of Vermillion, Naper, O'Neill, Ralston, Rawalt, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, and Wilson of the House of Representatives.

Those voting for Mr. Stickney, are

Messrs. Allen of Green, Borough, Craig, Gatewood, Hackelton, Hacker, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyn, Ross, Stadden, Turney, Whiteside of Monroe, and Wood of the Senate.

Messrs. Able, Atwater, Barnet, Bentley, Cloud, Courtright, Crain, Cullom, Davis, Dollens, Dougherty, Douglass, Edmonston, English, Enloe, French, Green of Clay, Hankins, Happy, Harris, Henshaw, Hunt, Lane, Linder, Logan, McCown, McMurtry, Madden, Mars, Minor, Morton, Murphy of Perry, Nowlin, Odam, Pace, Paullen, Reddick, Richardson, Wheeler, Witt and Mr. Speaker of the House of Representatives.

Mr. Marshall having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected States' Attorney for the 3d Judicial District of the State of Illinois.

And thereupon,

The Honorable the Senate returned to their chamber.

And on motion,

The Senate adjourned.

MONDAY, DECEMBER 19, 1836.

Senate met pursuant to adjournment.

Mr. Allen of McLean, asked and obtained leave to introduce the petition of Mary Walker praying relief;

Which was,

On motion of Mr. Allen of McLean,

Referred to the committee on Petitions.

Mr. Weatherford asked and obtained leave to introduce the petition of Matthew Cyrus of Morgan county, praying the alteration of the name of Watson James Filley, to Watson James Filley Cyrus, &c.

Which was read, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered that Messrs. Weatherford, Browning and Noel, be that committee.

Mr. Warren from the select committee to which was referred the bill for

"An act to locate a state road from Shelbyville in Shelby county, to Danville in Vermilion county,"

Reported the same with an amendment,

Which was read and concurred in.

Ordered that said bill be engrossed for a third reading.

On motion of Mr. Noel,

Resolved by the Senate, That the committee on the Judiciary be instructed to enquire into the propriety of so altering or amending the law relative to County Commissioners of the several counties, as to cause them to divide their counties into three districts, classing the same so as to elect one Commissioner every year, and that they report by bill or otherwise.

Mr. Allen of McLean moved the adoption of the following resolution, viz:

Resolved, That the committee on Elections be instructed to enquire into the expediency of changing the present mode of voting at elections, "*viva voce*," to that of voting by ballot, and that they report by bill or otherwise;

Which was not agreed to.

On motion of Mr. Pruyn,

Resolved, That the Governor be requested, as soon as practicable, to communicate to the Senate the quarterly reports of the Canal Commissioners, for the quarters ending in March,

June and September, for the year 1836, and a statement of all moneys received, and the amount of money received for the the lots sold in the towns of Chicago and Ottawa, the number of lots sold in each town, and the number remaining unsold; the number of contracts that have been let; the name of each contractor and the estimated amount of each contract, and the number of yards of earth and rock that has been excavated on each contract, and the amount paid each contractor for the same; and the amount of each contract let, and the probable amount of money that will be required for the year one thousand eight hundred and thirty seven; and a particular statement of all moneys paid out, and for what purpose, and the amount on hand and the number of Engineers and Draftsmen, and the amount paid each Engineer or Draftsman, and their names and the length of time they have been employed upon the Illinois and Michigan Canal, and all such other information as he may be in possession of; together with the plats and profiles of the Canal.

On motion of Mr. Allen of Green,

Resolved, That the committee on School and Seminary Lands, be instructed to enquire into the expediency of providing by law, for the appointment of a School Commissioner in each of the townships where section number sixteen has been sold, or in which section number sixteen may hereafter be sold in pursuance of law in the several counties, and requiring the School Commissioners in the several counties, to pay to such Commissioners respectively, the several amounts which their respective townships are entitled to, by virtue of the sale of section number 16.

Mr. Turney asked and obtained leave to introduce a bill entitled,

"An act declaring certain roads herein mentioned, state roads;"

Which was read, and

Ordered to a second reading.

Mr. Stadden asked and obtained leave to introduce a bill for

"An act to establish the county seat of Iroquois county;"

Which was read, and

Ordered to a second reading.

A message from the Council of Revision by Mr. Sprigg.

"The Council of Revision have approved a bill entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposit."

And then he withdrew.

A message from the House of Representatives, by Mr. Prickett their Clerk.

MR. SPEAKER—The House of Representatives have adopted the following resolution, viz:

Resolved, That a joint select committee of three on the part of the House of Representatives, and two on the part of the Senate, be appointed to draft a memorial to Congress praying an extension of the act of 1831, which provides for the payment of the Revolutionary Soldiers down to the year 1783, so as to embrace all those who fought in the Indian Wars of the West, down to the treaty of Greenville in 1795, and also embracing in its provisions, all those who served for three months during the wars of the Revolution down to 1795, and also to provide for the granting a bounty in land to the organized militia men, mounted militia men, mounted militia volunteers and rangers, who defended the country during the late war with Great Britain; and have appointed

Messrs. Dunbar, Smith of Madison, and Ball, the committee on their part; in the adoption of which, they ask the concurrence of the Senate.

They have also adopted the following resolution, viz:

Resolved, by the House of Representatives, (the Senate concurring herein,) That a joint select committee of three from the House and two from the Senate be appointed, to memorialize Congress praying that Congress would consent to the repeal of that portion of the Ordinance, which provides that all public lands bought of the United States, shall be exempt from taxes for five years from the date of entry; and have appointed

Messrs. Hardin, McCown and Barnett, the committee on their part;

In the adoption of which they ask the concurrence of the Senate.

They have concurred with the Senate in the adoption of the resolution requiring the Treasurer of this State, to demand specie on the drafts of the Secretary of the Treasury of the United States, &c.

They have also concurred with them in the adoption of the resolution providing for the printing of 2000 copies of the Journal of each branch of the present General Assembly.

They have likewise concurred with the Senate in their amendments to the resolution from the House in relation to the printing of bills &c. for both Houses."

And he withdrew.

Whereupon,

The question was put upon concurring with the House of Representatives in the adoption of the first of the resolutions in said message, mentioned,

And decided in the affirmative.

Ordered, That Messrs. Bond and Warren, be the committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof.

On the question, of concurring with the House of Representatives in the adoption of the second resolution in said message mentioned,

It was also decided in the affirmative.

Ordered, That Messrs. Turney and Murray, be the committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof.

On the question of concurring with the House of Representatives in the adoption of the resolution authorizing the committee appointed to make investigations in regard to the public buildings, to send for persons, papers &c.;

It was decided in the affirmative.

Ordered That the Secretary inform the House of Representatives thereof.

Mr. Hamlin, on leave given, introduced a bill entitled,

"An act to amend an act, concerning public roads, approved Jan. 18, 1836;"

Which was read, and

Ordered to a second reading.

Mr. Pruyn, on leave given, introduced a bill entitled,

"An act in relation to the title of School and Canal Lands;"

Which was read, and

Ordered to a second reading.

On motion,

The Senate adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Gatewood, on leave given, introduced a bill entitled,
"An act for the relief of certain purchasers of the Saline Lands;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Gatewood,

The rule of the Senate was dispensed with, and

Said bill was read a 2nd time by the title, and

Ordered to be engrossed for a third reading.

Mr. Herndon moved the adoption of the following resolutions, viz:

Resolved by the Senate (the House of Representatives concurring herein,) That our Senators in Congress be instructed, and our Representatives requested, to use their influence to procure an act of Congress to stop from sale the lands owned by the United States within this State, except to those that become actual settlers and cultivators of the soil; and to no one person more than 640 acres.

That no person or persons be permitted to enter by pre-emption, until they first make proof to the full satisfaction of the Register and Receiver, that they have lived upon and have cultivated at least ten acres of the same tract of land they claim by pre-emption, for the space of twelve months or more,—that it is for their own use and not in trust for another. That when any person or persons may make improvement upon Congress land in the prairies, and that no timber is upon the tract of land which their improvement is on, that such person be permitted to enter 160 acres of timber for the use of his farm wherever he may please, if the same be not covered by pre-emption.

That when any person or persons may live upon land of their own, and part of their improvements may be on land owned by the United States, that they be permitted to enter so much as will cover their improvement; provided it does not exceed 160 acres.

On motion of Mr. Herndon,

Said resolution was laid on the table.

Mr. Thomas moved the adoption of the following resolutions, viz:

Resolved, That the money to be obtained from the United States, under the provisions of the act of Congress regulating the deposits of the public money, ought to be converted into and added to the Common School fund of the State, and loaned to the State by the Commissioners of the School Fund at per cent. interest, and that the interest ought to be appropriated annually to the support of Common Schools.

Resolved, That in appropriating the State School Funds, the State should be regarded as the head of one family, composed of all the people in the State, and that the funds should be applied to the education of all the children in the State, who attend school; and that a distribution to counties according to population, at any given time, is unequal and ought not to be allowed.

On motion of Mr. Thomas,

Said resolutions were laid on the table.

Mr. Bond moved that the Senate now resolve itself into a committee of the Whole, upon

The Resolutions in regard to Internal Improvements, which had been committed to said committee and made the order of the day for this day;

Which was not agreed to.

Mr. Bond then moved that the committee of the whole be discharged from the further consideration of said resolutions;

Which was not agreed to.

On motion of Mr. Whiteside of Monroe,

The resolution heretofore laid upon the table, having for its object the distribution of \$150,000 among the different counties, &c;

Was taken up; and

On motion of Mr. Maxwell,

Referred to the same committee of the whole, to which had been referred several resolutions on internal improvement.

On motion,

The Senate adjourned.

TUESDAY, DECEMBER 20, 1836.

Senate met pursuant to adjournment.

On motion of Mr. Noel,

Resolved by the Senate, That the committee on Finance be instructed to enquire into the expediency of so amending the law relative to the duties of Treasurer of the State, as to cause him to report to the Auditor of Public Accounts within the first week of each quarter, yearly, a full statement of the condition of the Treasury, and that the Auditor cause such quarterly statements to be published in the newspapers published by the Public Printer and that they report by bill or otherwise.

Mr. Wight asked and obtained leave to introduce a bill for an

"Act to change the corporate powers of the town of Gale-na;"

Which was read, and

Ordered to a second reading.

Mr. Maxwell asked and obtained leave to introduce a bill for

"An act making partial appropriations;"

Which was read, and

Ordered to a second reading.

Mr. Thomas moved to refer said bill to the committee on Petitions:

Which was not agreed to.

On motion of Mr. Maxwell,

The rules of the Senate were dispensed with, and the

Bill was read a second time by its title, and

Ordered to be engrossed for a third reading.

A message from the House of Representatives, by Mr. Prickett their clerk.

MR. SPEAKER,—I am directed to inform you that the House of Representatives have adopted the following resolutions, viz:

Resolved, by the House of Representatives, the Senate concurring herein, that the joint select committee appointed to prepare a memorial to Congress, praying an appropriation to pay for property taken and destroyed by the Indians in 1831—32, be instructed to embrace in their memorial an application, praying Congress to make an appropriation to pay for horses

and other property lost by the Volunteers in the same disturbance in the same years.

Resolved by the House of Representatives, (the Senate concurring herein,) that both Houses will meet in the Hall of the House of Representatives, on Thursday the 22d instant, for the purpose of electing a Warden of the Penitentiary, and also an Auditor of Public Accounts, and State Treasurer;

In the adoption of which several resolutions, I am directed to ask the concurrence of the Senate.

They have passed a bill entitled,

"An act to repeal an act to improve the breed of cattle;"

In the passage of which they ask the concurrence of the Senate.

And he withdrew.

Whereupon,

The question was put upon concurring with the House of Representatives in the adoption of the first of said resolutions in said message, mentioned,

And decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Hacker,

The second resolution was laid on the table.

The engrossed bills of the following titles were severally read the third time and passed, viz:

"An act to locate a state road from Shelbyville in Shelby county, to Danville in Vermillion county;" and

"An act for the relief of the purchasers of Saline Lands."

Ordered, That the titles of the bills be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bills.

The bill entitled,

"An act declaring certain roads therein mentioned, state roads;"

Was read the second time, and

On motion of Mr. Borough,

Referred to a select committee.

Ordered, That Messrs. Borough, Turney and Thomas, be that committee.

The bill entitled,

"An act to establish the county seat of Iroquois county;"

Was read the second time, and

On motion of Mr. Vance,
Referred to a select committee.

Ordered, That Messrs. Vance, Stadden and Wight, be that committee.

The bill entitled,

"An act to amend an act, entitled an act to amend an act, concerning public roads, approved Jan. 18, 1836;"

Was read a second time, and

On motion of Mr. Browning,

Laid on the table and 200 copies ordered to be printed.

The bill entitled,

"An act in relation to the title of School and Canal lands;"

Was read a second time, and

On motion of Mr. Browning,

Referred to the committee on the Judiciary.

The bill from the House of Representatives, entitled,

"An act to repeal an act to improve the breed of cattle;"

Was read, and

Ordered to a second reading.

On motion of Mr. Thomas,

The rules of the Senate were dispensed with, and

The bill was read a second time by its title, and

Ordered to a third reading.

Mr. Edwards asked and obtained leave to introduce a bill entitled,

"An act supplementary to an act to incorporate the Alton Marine and Fire Insurance Company," approved February 7, 1835;

Which was read, and

Ordered to a second reading.

On motion,

The Senate adjourned.

WEDNESDAY, DECEMBER 21, 1836.

The Senate met pursuant to adjournment.

Mr. Weatherford from the select committee to which had

been referred the petition of Matthew Cyrus, reported a bill entitled,

"An act to change the name of Watson James Filley;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of G. B. Hollenback and others, reported a bill entitled,

"An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Herndon,

The resolutions in relation to the public lands, heretofore laid upon the table,

Were taken up.

Mr. Whiteside of Monroe, moved to strike out of the first of said resolutions, the words "and to no one person more than 640 acres."

Which was not agreed to.

On motion of Mr. Hacker,

The resolutions were amended by striking out of the second resolution the word "ten," and inserting in lieu thereof, the word "five."

Mr. Hacker moved further to amend said resolution, by striking out of the first resolution, the word "and," between the words "settlers" and the words "cultivators," and inserting the words "or" in lieu thereof.

Which was not agreed to.

Mr. Turney moved that said resolutions be amended by striking out of the first part of said resolutions, the words "and cultivators of the soil;"

Which was not agreed to.

The question was then put upon the adoption of said resolutions,

And decided in the affirmative, by ayes and noes as follows, viz:

In the affirmative,—

Messrs. Allen of Green, Allen of Macon, Bond, Borough, Browning, Butler, Craig, Davidson, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Thomas, Turney,

Vance, Warren, Weatherford, Whiteside of Pope, Wight and Wood.—37.

In the negative,—

Mr. Whiteside of Monroe.—1.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolutions, and ask their concurrence therein.

Mr. Edwards moved that the bill for re-locating the State Penitentiary, heretofore laid upon the table, be taken up;

Which was not agreed to.

On motion of Mr. Hacker,

The engrossed bill entitled,

“An act making partial appropriations;”

Was read the third time by its title, and

On motion of Mr. Thomas,

Said bill was laid upon the table.

The bill from the House of Representatives entitled,

“An act to repeal an act to improve the breed of cattle;”

Was read the third time and passed.

The ayes and noes being called for on the question of the passage of said bill.

Those voting in the affirmative are,

Messrs. Allen of Green, Borough, Browning, Butler, Craig, Davidson, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, McLaughlin, Murray, Noel, Owen, Parker, Parrish, Pruyne, Ross, Servant, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.—32.

In the negative,—

Messrs. Allen of Macon, Bond, Mills, Mitchell, Reilley and Vance.—6.

Mr. Gatewood moved to amend the title of said bill, so as to make it

“An act to repeal a certain act therein named;”

Which was not agreed to.

Ordered, That the title of the bill be as first aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill.

On motion of Mr. Vance,

The bill entitled,

“An act to change the corporate powers of the town of Galena;”

Was read the second time by its title.

Mr. Borough moved to amend said bill by striking out of 10th line of the 4th section, the word "three," and inserting the word "six" in lieu thereof; and

On motion of Mr. Gatewood,
Said bill and proposed amendment were
Referred to the committee on the Judiciary.

The bill entitled,

"An act supplementary to an act to incorporate the Alton Marine and Fire Insurance Company," approved February 7th, 1835.

Was read the second time, and

Ordered to be engrossed for a third reading.

Mr. Servant on leave given, introduced a bill entitled,

"An act to locate a state road from Salem to Chester;"

Which was read, and

Ordered to a second reading.

A message from the House of Representatives, by Mr. Prickett, their clerk.

MR. SPEAKER,—The House of Representatives have adopted the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee of both Houses be appointed to prepare a memorial to Congress praying for a donation of every alternate section of land or fractional part thereof, belonging to the United States, lying within the immediate bottom lands on either side of the Illinois river, from the point where the Illinois and Michigan Canal intersects the Illinois river, to its junction with the Mississippi river, to the State of Illinois, for the purpose of making roads and canals through said inundated bottoms; and have appointed

Messrs. Rawalt, Hinshaw and Paullin, the committee on their part;

In the adoption of which, they ask the concurrence of the Senate.

They have passed a bill entitled,

"An act making partial appropriations,"

In the passage of which, they ask the concurrence of the Senate.

And he withdrew.

Whereupon,

The question was put upon concurring with the House of

Representatives in the adoption of the resolution in said message, mentioned,

And decided in the affirmative.

Ordered, That Messrs. Thomas and Butler, be the committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives entitled,
"An act making partial appropriations;"

Was read, and

Ordered to a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

On motion of Mr. Thomas,

Amended by adding thereto the following section, viz:

"SEC. 2. The warrants required to be issued under the provisions of this act, may be made out, signed and delivered, by the Auditor, without being countersigned by the Treasurer."

And then,

Ordered to a third reading as amended.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

The bill read a third time by its title, and passed as amended.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to said bill.

A message from the House of Representatives, by Mr. Prickett their clerk.

MR. SPEAKER,—The House of Representatives have concurred with the Senate in the adoption of the memorial to Congress in relation to the National Road.

They have also concurred with them in the adoption of the resolution providing for the appointment of a joint select committee, to draft a memorial to Congress asking an appropriation for the erection of a Hospital at the mouth of the Ohio River in Alexandria county, and have appointed

Messrs. McClernand, Dougherty and Able, the committee on their part. And he withdrew.

On motion,

The Senate adjourned.

THURSDAY, DECEMBER 22, 1836.

Senate met pursuant to adjournment.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of F. Snianswick and others, reported a bill, for

"An act to amend an act, entitled an act concerning the towns of Pittsfield and Chester;"

Which was read, and

Ordered to a second reading.

Mr. Bond moved the adoption of the following resolution, viz:

Resolved by the Senate (the House of Representatives concurring herein,) That our Senators in Congress be instructed, and our Representatives requested, to use their influence to procure the passage of a law making a donation of every alternate section of land, (or fractional part thereof,) belonging to the United States lying within the immediate bottom lands on either side of the Kaskaskia river, from Shelbyville in Shelby county, to its confluence with the Mississippi river, for the purpose of improving the navigation of said Kaskaskia river.

Mr. Servant moved to amend said resolution by inserting after the word law, in the sixth line, "making a port of entry at Vadaia;"

Which was not agreed to.

The question then recurring upon the adoption of said resolution,

It was decided in the affirmative.

Ordered that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Thomas,

Resolved, That the Sergeant-at-Arms cause seats to be placed in the lobby, for the accommodation of spectators.

On motion of Mr. Pruyn,

Resolved, That the Secretary of State be requested to lay before the Senate the title papers for the land on which the State Penitentiary now stands.

The engrossed bill entitled

"An act supplementary to an act, entitled an act to incorporate the Alton Marine and Fire Insurance Company," approved Feb. 7, 1835;

Was read the third time, and passed.

Ordered that the title of the bill be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bills of the following titles, viz:

"An act to change the name of James Watson Filley;"

"An act to locate a state road from Salem to Chester;"

And,

"An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county;"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

On motion of Mr. Thomas,

The resolutions in relation to the School Fund, which had been heretofore laid upon the table,

Were taken up, and

On motion of Mr. Turney,

Committed to a committee of the whole, and made the order of the day for Saturday next.

Mr. Pruyn, on leave given, introduced a bill entitled,

"An act to amend an act for the appointment of Notaries Public," approved Dec. 30, 1828.

Which was read, and

Ordered to a second reading.

On motion of Mr. Reilly,

The resolution from the House of Representatives, in relation to the election of a Warden of the Penitentiary, &c., which had been heretofore laid upon the table,

Was taken up, and

On motion of Mr. Hacker,

The further consideration thereof was indefinitely postponed.

Ordered That the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned.

FRIDAY, DECEMBER 23, 1836.

Senate met pursuant to adjournment.

Mr. Herndon, on leave given, introduced the petition of sundry citizens of T. 14, N. in R. 5 W. in Sangamon county, praying the passage of a law granting a pre-emption right to Eleanor Nott, to lot number 9, in section 16 in said township;

Which was read, and

On motion of Mr. Herndon,

Referred to the committee on Seminary, School Lands and Education.

Mr. Edwards from the committee on Seminary, School Lands and Education, who were instructed by resolution to report the principal features of the present school system, and whether any, and if any, what further legislation is necessary on the subject of Common Schools, made the following report, viz:

The committee on Seminary, School Lands and Education, to whom was referred the resolution instructing them to report the principal features of the present school system, and whether any, and if any, what further legislation is necessary on the subject of Common Schools, beg leave to submit the following

R E P O R T .

The common school systems, which have been established by law in various parts of the United States, may be divided into two classes:—the *compulsory system*, and the *voluntary system*. Under the former system the country is marked off into school districts, trustees clerks, treasurers, assessors, collectors, &c. &c. appointed and money raised by tax, for the erection of school houses and the support of schools.

Whatever may be the operation of such a system, in old and densely populated states, your committee are of opinion that it is not well calculated for the present condition of things in this state.

The plan of *school districts* is believed to be liable to the following objections.

1. The country being but thinly settled, the district when first laid out, must necessarily be large, in order to comprise a sufficient number of families to support a school. Yet the

persons residing at the greatest distance from the school house, are taxed as much for its erection, as those who live near it. As the population increases, it becomes necessary to subdivide the districts, and to erect additional school houses, when many persons who were taxed for the erection of the school house first built, are now again taxed for the erection of another.

2. A person may reside within a convenient distance of a school conducted by a teacher in whom he has entire confidence, and at the same time he may live in another district, whose teacher he considers destitute of the necessary qualifications. In such case he is taxed to support a teacher in whom he has no confidence, and debarred the privilege of sending his children to the teacher of his choice.

3. It is impossible to divide a county into school districts in such a way as to avoid creating much dissatisfaction. If the people were authorized to lay off districts for themselves, many families would find themselves left between two districts and belonging to neither. If the task were committed to the county commissioners' court, that body would necessarily have to act from the representations of other persons, and whether the districts were judiciously laid off or not, the court would be continually besieged with applications to alter the boundaries.

The compulsory system is also objectionable, on account of the great number of officers required to carry it into operation, and the onerous duties required of them. If these officers are all paid for their services, it will take a considerable portion of the school tax to pay them. If they are not paid, but are compelled under heavy penalties, to accept office and perform its duties, it will manifestly be a violation of their individual rights. The law of Illinois, passed Jan. 15, 1825, imposed penalties of from five to ten dollars, on school district officers, for refusal to accept and perform the duties of their several stations.

The *compulsory* system is unsuited to the genius, habits, and feelings of the people of Illinois. This assertion is founded not upon conjecture, but upon experience.

The act of 15th January, 1825, authorized the majority in any settlement or neighborhood to establish this system within their own limits. Two per cent. of the State revenue, and five-sixths of the interest of the School Fund were promised to be divided among such schools as should be kept in conform-

ity with the provisions of that act. Very few schools were established in the manner required and they never received the promised reward. Impelled by the public voice, the next succeeding Legislature virtually repealed the act.

The *voluntary system* is founded on the principle that the people generally understand their own interests, and are willing to pursue them, that they are more easily led than driven, that large sums may be obtained for public objects by an appeal to the liberality of individuals, more easily than small pittance can be raised by compulsory means. This system recognizes the right of the people to send their children to such schools as they prefer untrammelled by school districts, or boundaries. In order to obtain a share of the State and township school funds, nothing is required except the keeping of a schedule by the Teacher, which is submitted to the inspection of Trustees chosen by his employers and then returned to the school Commissioners.

The Teacher may be employed by a committee of the citizens, at a specified compensation per month, or make his contract with the several parents or guardians of his pupils at a given price per quarter for the tuition of each. He may contract for a given sum in addition to his share of the moneys derived from the school funds, or he may transfer his share of said moneys to his employers, and receive from them at the close of each quarter his stipulated wages.

This system is now in operation in this State. Its excellence is founded on its simplicity. No complex machinery is created, no difficult conditions required of the people. It infringes no man's rights, it restrains no one's liberty. It operates as an encouragement to learning by inducing parents to send their children to school as much as possible in order to enjoy their proportion of the benefits of the school funds. It is believed that this system has received the approbation of the great body of the people, without whose support no system however ingeniously devised can be successful.

† It has been recommended from a source entitled to the utmost respect, that the legislature should enact—"That before any part of the money in the hands of the School Commissioner, be distributed by him for the support of the Teachers, those citizens wishing to derive the benefit from it, shall first erect and furnish a substantial and comfortable school house, agree to supply the same with necessary fuel, and en-

gage to pay at least one half of the wages of the teacher, and shall have a school taught at least three months."

In deciding upon the propriety of adopting this recommendation, your committee have deemed it proper to take into consideration the actual condition of things in this State. It will be seen that many townships containing but few inhabitants, have recently come into possession of ample school funds. Yet most of the inhabitants being new settlers and having scarcely provided comfortable habitations for themselves, their money exhausted, and no workmen to be hired, even if there had been money, they find themselves unable to "erect and furnish a substantial and comfortable school house." Yet they are desirous that the education of their children should not be neglected, but are willing to send them to a school kept in a private house—a meeting house, or even in a barn, if the weather be warm.

Ought these people to be deprived of the use of their school fund because they have failed to perform an impossibility? Will not the school fund be more useful to them now, than after they become able to erect and furnish a comfortable school house? Your committee cannot perceive the propriety of requiring that the people shall "engage to pay at least one half of the wages of the teacher." The teacher will doubtless take care of his own interest, and will not engage in the school unless he is satisfied that not merely one half, but the whole of his wages will be paid. Yet in some townships he may safely look to the school funds for his entire wages. In other townships he may furnish house fuel, furniture, apparatus, and tuition, and be amply paid for all out of the interest of the school fund. Your committee are fully sensible of the great want of comfortable school houses in this State. Yet they do not conceive that the evil is to be corrected by compulsory measures. As the country increases in population and wealth, and as the State and township school funds become productive, your committee cannot doubt that a better taste with regard to school houses will prevail. If the moneys derived from the school funds are sufficient to pay the teachers wages, the people will be so much more able to erect good school houses and will have the strongest inducements to do so. Whatever is done by compulsion, is in general, badly done. Compel the erection of school houses, and they will be no better than what is absolutely necessary to avoid the penalty.

Your committee are far from believing that the present system is not susceptible of improvement. They would merely express the opinion that nothing ought to be done which would render it more complex or which would militate against the voluntary principle of the system. And they would further suggest, that the rage of innovation and the frequency of change in the laws relating to this subject, have hitherto greatly retarded the establishment of Common Schools. Time has not been allowed to test by experience the sufficiency of former legislative enactments, and existing laws have been capriciously repealed before the people could be familiarized with their nature and operation. It is far better to submit to slight imperfections in a system well understood and easily practised upon, and to confine ourselves to such amendments as may be suggested by the lights of experience.

Which was read.

Whereupon,

Mr. Thomas moved that said report be laid upon the table and printed.

Mr. Herndon moved that 160 copies of the report be printed.

Mr. Hamlin moved that 2000 copies be printed;

Which was not agreed to.

And thereupon,

On motion of Mr. Vance,

Ordered, That the report lie upon the table, and five hundred copies thereof be printed for the use of the Senate.

Mr. Murray from the select committee to which was referred the bill

"Authorizing Thomas J. Reynolds and E. Seymour &c., to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair;"

Reported said bill back with sundry amendments;

Which were read and concurred in.

And thereupon, said bill was

Ordered to be engrossed for a third reading.

On motion of Mr. Whiteside of Monroe,

Mr. Warren had leave of absence until Tuesday next.

Mr. Speaker laid before the Senate the following communication from the Secretary of State, viz:

DEPARTMENT OF STATE, }
 Vandalia, December 23d, 1836. }

To the Honorable,
 the SPEAKER of the Senate:

SIR:—In compliance with a resolution of the Senate of the 22d inst., calling on this Department for the title papers to the land on which the State Penitentiary is located, I have the honor herewith to transmit to you a deed from William Russell to the State of Illinois, for ten acres of land in the town of Alton, upon which the Penitentiary is located, which comprises the whole quantity at any time conveyed to the State for that purpose.

I have the honor to be
 Sir, respectfully your
 Obedient servant,
 A. P. FIELD,
Secretary of State.

Which was read, and
 With the accompanying document,
 On motion of Mr. Hacker,
 Laid on the table.
 On motion of Mr. Thomas,
 The documents accompanying said communication, and the
 bill to re-locate the State Penitentiary,
 Were taken up; and
 Referred to the committee on the Judiciary,
 With instructions to report whether the consent of said
 Russell be necessary to the sale of said land.

A message from the Governor by Mr. Field, Secretary of State.

MR. SPEAKER,—I am directed by the Governor to lay before the Senate a written communication.

And he withdrew,

Whereupon,

MR. SPEAKER laid before the Senate the following communication from the Governor, viz:

EXECUTIVE DEPARTMENT, }
 Vandalia, Dec. 1st, 1836.

*To the Honorable,
 the SPEAKER of the Senate:*

SIR,—

No report having been received from the Canal Commissioners, it is impossible at present, to answer in full the call made by the Senate in its resolution of the 19th inst. When their report is received, which is daily expected, it shall immediately be submitted to the legislature.

Governor Coles was allowed and paid out of the contingent fund, for his services in endeavoring to negotiate a loan under the act of 1835, fifty dollars. John Delafield was allowed and paid for having printed and signing the State Bonds, and other services in negotiating the loans in May last under the act of 1836, three hundred and seven dollars. I borrowed of the State Bank \$10,000 on the first of March last, for four months, at six per cent., on my own individual note, and had that sum placed to the credit of the Canal Commissioners, to enable them without delay to commence the Canal, which money, together with the interest, I directed to be re-paid to the Bank out of the proceeds of the sales of the Chicago lots,

The \$100,000 loan which I negotiated in New York, has never yet been received, but can be at any moment when the State Bonds, which are in possession of the late Treasurer, are delivered to the President of the State Bank of Illinois.

In negotiating this loan in order to avoid the payment of the usual commission, as well as to invite general competition, I advertised for sealed proposals, to be opened by the Cashier of the Phoenix Bank, John Delafield Esq.

Only three bids were received. One for three; one for four, and the other for five per cent. per annum; the last of which was accepted. No charge was made by Mr. Robert Dyson of New York, whom I employed to open a correspondence with capitalists, with a view of ascertaining whether a loan could be obtained under the act of 1835. Nor do I make any charge for my own expenses in going to New York, or in negotiating the loan above referred to.

M

I believe the foregoing is a full account of all the moneyed transactions on account of the Canal with which I have had any thing to do.

With great respect,

Your obedient servant,

JOSEPH DUNCAN.

Which was read, and

On motion of Mr. Thomas,

Referred to the committee on Canals and Canal Lands.

The engrossed bills of the following titles, viz:

"An act to change the name of Watson James Filley;"

And,

"An act to locate a state road from Salem to Chester;"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bills.

The engrossed bill entitled,

"An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county;"

Was read the third time, and

On motion of Mr. Stadden,

Was amended in the 1st section by striking out "Joseph Naper," and inserting "R. M. Sweet" in lieu thereof.

And then passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bills entitled,

"An act to amend an act entitled an act concerning the towns of Pittsfield and Chester;"

And,

"An act to amend an act for the appointment of Notaries Public," approved Dec. 30, 1828;"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

Mr. Parker asked and obtained leave to introduce a bill for

"An act to continue the state road from Shawneetown in Gallatin county, to Chicago in Cook county;"

Which was read, and
Ordered to a second reading.

On motion,

The Senate adjourned.

SATURDAY, DECEMBER 24, 1836.

The Senate met pursuant to adjournment.

Mr. Browning from the committee on Seminary, School Lands and Education, made the following report, viz:

The committee on Seminary, School Lands and Education, to whom was referred a resolution directing them "to enquire into the expediency of providing by law for a distribution of the School Fund amongst the several counties of the State," have had the same under consideration, and have directed me to

R E P O R T .

That deeply impressed with a sense of the vast importance of the subject before them, and connected with the present and future well-being of the country, they have bestowed upon it their most serious consideration, and have had recourse to all the sources of information within their reach, that could aid them in arriving at correct and safe conclusions.

The intense interest which has ever been manifested in the American Republics upon the subject of schools, clearly evinces that their very existence is regarded as vitally connected with the dissemination of education.

To cherish and encourage it, to diffuse it as widely as possible among the people, is therefore one of the first and noblest duties of every government which reposes upon the intelligence of the people as its main pillars of support. In no part of the inhabited earth, are there such a variety of reasons, why the subject of education should be dear to the hearts of

the rulers and ruled, as in the United States of America; and surely no one member of the confederacy is beckoned onward by so many lofty and ennobling anticipations, as Illinois, to the perfection of a system which shall be co-extensive with the limits of the State, and as diffusive as air; detecting genius and scattering intelligence in the cottage of the humblest peasant, with the same beneficent spirit that it disperses in the mansions of the most exalted.

To aid us in the attainment of this desirable end, the munificence of the National Government has furnished us with ample means, if those means now under the control of the legislature, are but judiciously applied. In selecting among the many plans that have been suggested for the disposal of the school fund, we would be recreant to the principles which ought to control the action of legislators, if we failed to give to each a calm investigation, and firmly to present our objections to such as are thought to be of dangerous tendency. Your committee having at a preceding day of the session, presented a report embracing the present system of education, deem it proper at this time to confine themselves to the resolution before mentioned which was specially referred to them and which has been duly considered.

First then, shall the school fund be distributed to the several counties of the State? This, your committee regard as utterly impracticable and inexpedient. Suppose such a distribution attempted, upon what data shall it be made? Shall it be distributed according to counties, according to territory, or according to present population. Even a superficial observer, will readily perceive that if either of the above is adopted as the data, an equitable distribution cannot take place.

The proper and legitimate object of the school fund is to present to all the citizens of our state, alike, the opportunity of becoming educated, and to carry the benefits of learning to the greatest possible number. Would this be effected by a distribution of the school fund according to counties? Would it be extending the opportunities of education alike to our citizens, to give to Morgan county with her twenty thousand inhabitants, the same dividend that is bestowed upon Calhoun county, with her one thousand? So far from being equitable, every one must acknowledge that it would be the extravagance of partiality, injustice and folly. It will be recollected that the disparity in the above named counties is daily becoming greater, and that they afford a solitary example of inequality

of the population of different counties which exists all over the state, not perhaps in the same proportions, but sufficiently great to demonstrate fully the inexpediency and injustice of the distribution proposed. Let the distribution be made to the counties according to the extent of their territory, and the objection is not removed.

Acting upon this principle, the uninhabited and uninhabitable swamps upon the Wabash river, and the dreary inundated bottoms upon the Illinois, would receive the same fostering care and have bestowed upon them the same amount of money for the purposes of education, that are dispensed to an equal area of our most fertile, and densely populated lands. According to this system, you extend to the wild uncultivated prairies where the din of human industry is never heard, and where no human home gladdens their dreary expanse, the same encouragement for learning that is given to an equal area, embracing our most populous towns, with their thousand happy homes, teeming with life and industry, and rich in juvenile minds, appealing to us for aid in the development of their faculties.

Would this be just; would this be judicious; would this be fulfilling the high duty which is assigned to us in relation to the school fund, by extending to the greatest possible number of the children of the State, which are emphatically the property of the State, the benefits and the blessings of education. A glance at the subject will satisfy any mind that the criterion would not be just and that there can be no reason for including in our estimates, districts of country without an inhabitant to reap benefit from the portion of fund assigned them. There remains yet a third mode of distribution, which has a greater number of advocates than either of those previously mentioned, but which, in the opinion of your committee, is not less vulnerable and liable to objection; that is "to distribute the school fund to the several counties of this State, according to their population, as ascertained by the census of 1835."

The question again recurs, would this be equitable? One moment's examination of the condition and the statistics of our country, will surely suffice to drive any advocate of this system into despair of its practicability. Let it here be borne in mind that every part of the State should be placed upon terms of perfect equality, and that all should alike have it in their power to participate in the benefits of the school fund. Let it be further remembered that the numerical strength of

many of the counties undergoes but few mutations; whilst that of many others is biennially doubled. The counties of Morgan and Warren, differ but little in the extent of their territory, in the fertility of their soil, in commercial facilities, and in the capability of sustaining a dense population; and the day is not far distant when the magic wand of improvement shall be waved over Warren, and her now wild prairies converted into cultivated and fruitful fields; and when she may point with pride to her twenty thousand inhabitants, and vie with Morgan in the abundance and perfection of the blessings of civilized life.

But let a distribution of the school fund be now made, and Warren will receive the pittance to which her present four thousand inhabitants entitle her, and when she most needs it will find herself without governmental aid in the education of her rising generation. The counties of Rock Island, Mercer and Knox, and many others, would find themselves in a still worse condition. And yet these counties in natural advantages, and in bright prospects of future wealth and importance, are nothing inferior to the now rich and populous counties of Morgan, Sangamon and Green.

In addition to what has already been suggested, your committee are of the opinion, that there are other insuperable objections to the very principle of distribution, and which apply with equal force to every mode of distribution which can be devised.

We hold it to be a paramount duty, to so legislate in reference to the school fund as not only to enable the present generation to derive from it every possible advantage, but also to preserve the *principal* of that fund untouched, and undiminished for the benefit of those who are to come after us. That should remain sacred and its safety be guarded with unceasing vigilance. In vain will the munificence of the General Government have been extended to us, if by unwise legislation our fund is to be squandered.

At present it is entirely secure, deposited in the Treasury of the State, and yielding an annual interest of six per cent. for the use of the children of the State. This interest ought to be annually distributed, but why withdraw the principal? Your committee feel confident that under the most judicious management in the hands of individuals, a greater nett profit than 6 per cent. will not be yielded, to say nothing of the multiplied chances of its loss. But would the probability of 10

per cent. profit, counterbalance the hazard of its loss, incurred by distributions! Your committee think not. The funds could not be so secure in the hands of any individual, as in the Treasury of the State, and just in proportion to the number of hands into which it is passed, will the chances of its loss be augmented. Examine then for a moment the process and the consequences of distribution. Into how many hands will it pass? First it must be divided into about sixty five parts, (equal to the number of counties,) sent to the different counties, and placed under the control of their respective Commissioners. Is the fund now so secure in the hands, and subject to the management of sixty-five different individuals, as in the Treasury of the State? May not some of these men mismanage the funds? May not some of them be dishonest? Or may they not with the purest intentions be rendered unable by the casualties of fortune, to refund it when called for? But grant that the Commissioners should all be honest and responsible, and faithful in the discharge of their duties, it is then to be remembered that the money does not remain with them, but is sub-divided, and loaned to a thousand different persons. Does it not now amount almost to absolute certainty, that a portion of it must be lost? It would be contrary to all experience in business transactions, to say that it would not. It is in vain to say that ample security might be required of all who received any portion of it, for its safe return. To coerce it from securities, suits at law, must be resorted to. Then follows the trouble and expense incident to the prosecution of suits. The inactivity of the fund during its tedious progress through the courts, and these superadded to attorney fees and other incidental charges, (as every agent must be paid,) are to be deducted from the fund when collected, leaving but a fraction of the original amount. Difficulties of this nature multiply to an indefinite extent in contemplating the management of a distributed fund.

Again, if a distribution should take place, it would be made to the counties now in existence. Every session of the legislature increases the catalogue, and ten years hence the map of our State will exhibit probably fifteen or twenty counties more than at present. How are these to be provided for? Are they to be excluded from all participation in the benefits of a fund given us for the mutual good of all, and which we as legislators, are bound so to appropriate? This alone, your

committee think ought to be sufficient to satisfy the minds of all, of the utter impracticability of attempting a distribution to the several counties under any proposed plan.

But even if the proposed distribution could be made, your committee are unable to perceive any good which could possibly result from it to the community. It is certainly known to all that the legislature possess no power to bestow the principal of the fund upon the people.

This is so guarded and secured by restrictions of the National Government, that it cannot be used but must remain to all perpetuity, and for the benefit of all future ages, whilst our government endures, a fund for the purposes of education. Were it otherwise, were the whole fund at our disposal, it would even then be as unwise and prodigal to exhaust the principal, as it would be to cut down and destroy the thrifty vine, to possess ourselves of the rich fruit that clustered on its branches.

The interest of the money is all we can enjoy, and all that we should desire to enjoy. This is now within the reach of every citizen of the State, whether humble or exalted, and is sure when demanded. All they have to do is to "ask and it is given." Let schools be organized any where, and every where in the State, and let them report themselves to the School Commissioners, and they receive their distributive share of the interest upon the school fund.

Let the fund itself be dispersed over our extended territory; let it be scattered from Lake Michigan to the Ohio, and from the Wabash to the Mississippi, and let the fondest anticipations of the friends of this system be realized, and we then appeal to them as philanthropists; as friends to the noble cause of education, and as legislators truly desirous to ameliorate the condition of mankind and to promote human happiness, to say whether any thing more than the interest of the fund could be given into the hands of the people to be used. It is obvious that there could not. There is then, we conceive, no possibility of bettering the condition of the people by distributing the fund to the counties, but a thousand probabilities of doing them an injury. By the proposed plan we have nothing to hope and every thing to fear; we know that the money now in the Treasury of our State is secure, and that its safety is not endangered either by the dishonesty or the misfortunes of individuals; we know that the interest is at all times ready, and that when demanded it will be paid to and enjoyed by the

people. Change the system, place it in a thousand hands, and the disasters of trade, or the cupidity of avarice, may leave us pennyless.

We do not, we cannot know that we would ever receive back one cent of interest, or even one dollar of the principal. We are now sure that we tread on safe ground, let us not turn into an unknown path, which is certainly beset with a thousand dangers, and more especially as we could not be benefitted by the change, although it were entirely safe.

In view therefore of the many insuperable obstacles which present themselves to an equitable distribution of the school fund, and of the multiplied dangers of partial or total loss incident to distribution, and inasmuch as no benefits can thereby be secured to us which we do not now, in safety enjoy, your committee in the faithful discharge of a duty assigned them, cannot do otherwise than earnestly urge upon the legislature to forbear to enact any law providing for such a distribution.

Mr. Thomas moved that the report be laid upon the table and five hundred copies thereof be printed for the use of the Senate.

Mr. Edwards moved that 2000 copies be printed;

Which was not agreed to.

On motion of Mr. Thomas,

Ordered, That the report be laid upon the table, and 1000 copies thereof be printed for the use of the Senate.

Mr. Hackelton from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, to wit:

"An act to repeal an act to improve the breed of cattle;"

And,

"An act making partial appropriations;"

Mr. Borough from the select committee to which was referred the bill entitled,

"An act declaring certain roads therein mentioned, state roads;"

Reported said bill back with sundry amendments;

Which were read and concurred in.

And thereupon, said bill was

Ordered to be engrossed for a third reading as amended.

Mr. Vance from the select committee, to which had been referred the bill for

"An act to establish the county seat of Iroquois county"

Reported the same with an amendment,

Which was read, and concurred in;

And then said bill was

Ordered to be engrossed for a third reading as amended.

The engrossed bills of the followidg titles, viz:

"An act authorizing Thomas J. Reynolds and E. Seymour &c. to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair;"

"An act to amend an act, entitled an act concerning the towns of Pittsfield and Chester;"

And,

"An act to amend an act for the appointment of Notaries Public," approved Dec. 30, 1828.

Were severally read the third time and passed.

Ordered that the titles of said bills be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bill entitled,

"An act to continue the state road from Shawneetown in Gallatin county to Chicago in Cook county;"

Was read the second time, and

On motion of Mr. Parker,

Referred to a select committee.

Ordered, That Messrs. Parker, Pruyn and Parrish, be that committee.

Mr. Thomas from the committee on Finance, reported a bill entitled,

"An act to provide for the safe keeping and security of the public money;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Thomas,

The rules of the Senate were dispensed with, and

The bill was read a second time by its title, and

On motion of Mr. Thomas,

Ordered to lie on the table and be printed.

Mr. Hackelton from the committee on Enrolled Bills reported as having been this day laid before the Council of Revision, bills of the following titles, to wit:

"An act to repeal an act to improve the breed of cattle;"

And,

"An act making partial appropriations;"

A message from the House of Representatives, by Mr. Prickett their clerk.

MR. SPEAKER,—The House of Representatives have concurred with the Senate in their amendment to the bill from the House of Representatives, entitled,

“An act making partial appropriations;”

They have also adopted the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring herein,) That the Inspectors of the Penitentiary of this State, be required to make an estimate of the probable cost of completing said penitentiary agreeable to the plan adopted when the same was commenced, and report to this General Assembly as early as practicable.

Also report the probable expense of procuring ten acres of ground within three miles of the present location of the Penitentiary, and the building and completing the same agreeable to the before mentioned plan, and the comparative advantages of the two points to the State, for profitably employing the convicts therein confined.

In the adoption of which, I am directed to ask the concurrence of the Senate.

They have also adopted the following resolution, viz:

Resolved by the House of Representatives (the Senate concurring herein,) That our Senators in Congress be instructed, and our Representatives requested, to use their influence to procure the passage of a law authorizing the relinquishment of section number 16, in such townships in this State where the same are unfit for cultivation, and for the selection of other unappropriated sections in the same townships in lieu thereof.

In the adoption of which they also ask the concurrence of the Senate.

And he withdrew.

Whereupon,

The question was put upon concurring with the House of Representatives, in the adoption of the first resolution in said message, mentioned;

And decided in the affirmative.

Ordered That the Secretary inform the House of Representatives thereof.

On motion of Mr. Thomas,

The second resolution in the foregoing message from the House of Representatives, was

Referred to the committee on Seminary, School Lands and Education.

On motion,

The Senate adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Thomas,

Resolved, That the Governor be requested to transmit by mail, to the Secretary of the United States, a certified copy of the act passed by this General Assembly, authorizing the Treasurer to receive from the United States a distributive share of the surplus revenue of the United States.

Ordered that the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

On motion of Mr. Vance,

Resolved, That the committee on the Judiciary, be instructed to enquire into the expediency of so amending the law in relation to securities for the performance of duty, or the collection of money upon official bonds as to enable said securities, upon showing good and sufficient cause, to be discharged from any further liabilities, and said committee to report by bill or otherwise.

Mr. Parker, on leave given, introduced a bill entitled,

"An act to amend an act, prescribing the mode of summoning Grand and Petit Jurors, and defining their qualifications and duties, approved Feb. 13, 1835;"

Which was read, and

Ordered to a second reading.

A message from the Council of Revision by Mr. Owens.

MR. SPEAKER:—The Council of Revision have directed me to inform the Senate, that they have approved bills of the following titles, viz:

"An act to repeal an act to improve the breed of cattle;"

And,

"An act making partial appropriations,"

And he withdrew,

On motion,

The Senate adjourned until Tuesday morning 10 o'clock.

TUESDAY, DECEMBER 27, 1836.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported as correctly enrolled,

The memorial of the legislature of the State of Illinois, to Congress, on the subject of the National Road.

Mr. Ross asked and obtained leave to introduce the petition of sundry citizens of Pike county, praying the incorporation of the Rock Port Canal Company;

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Ross, Butler and Browning, be that committee.

Mr. Owen asked and obtained leave to introduce the petition of sundry citizens of Hancock county, praying an alteration in a certain State road therein mentioned;

Which was read, and

On motion of Mr. Owen,

Referred to the committee on State Roads.

Mr. Owen asked and obtained leave to introduce the petition of sundry citizens of Hancock county, praying an alteration in the criminal code;

Which was read, and

On motion of Mr. Owen,

Referred to the committee on the Judiciary.

Mr. Owen asked and obtained leave to introduce the petition of sundry citizens of Hancock county, praying the

incorporation of a company to build a bridge across the Mississippi river at the Des Moines Rapids;

Which was read, and

On motion of Mr. Owen,

Referred to the committee on Petitions.

Mr. Mills asked and obtained leave to introduce the petition of sundry citizens of Edwards county, in relation to a state road from Albion in said county to Maysville in Clay county;

Which was read, and

On motion of Mr. Mills,

Referred to the committee on Petitions.

Mr. Edwards from the committee on School Lands &c, made the following report, viz:

The committee on Seminary, School Lands and Education, to whom was referred the petition of sundry citizens of township 14 north, range 5 West in Sangamon county, praying the grant to Eleanor Knotts of a pre-emption right, at the appraised value, to a lot of twenty acres, part of the 16th section in said township, have had the same under consideration, and

REPORT:

That the peculiar circumstances of the case before them would, perhaps, entitle it to more favor than almost any other that could be presented. The facts that Knotts settled and made improvements upon the land before it was surveyed,—that he died and left his widow in possession, who has continued the occupancy under a lease of ten years, which has just expired, and that the widow is poor and has the charge of a numerous and helpless family, constitute a strong appeal to our sympathies. But your committee are of opinion that this legislature has no discretion on the subject, and that they would be assuming powers not conferred upon them in making such a disposal of the school lands as is here prayed for. It has been settled by former legislatures, that the sixteenth section, expressly granted to the inhabitants of each township for the use of Common Schools, cannot be devoted to any other purpose however charitable. That each citizen of the township, having an equal interest in the funds cannot be divested of his right without his consent; that any legislation variant from these principles would be unwise; and that no precedent ought to be established, giving the remotest countenance to future

misapplications of the fund. In these views your committee fully concur, and therefore pray to be discharged from the further consideration of the petition.

Which was read and concurred in.

Mr. Murray moved the adoption of the following resolution, viz:

Resolved, by the Senate (the House of Representatives, concurring herein,) That the two Houses will convene in the Hall of the House of Representatives, on Wednesday the 28th inst., for the purpose of electing an Auditor, Treasurer and Attorney General;

Which was,

On motion of Mr. Maxwell,

Laid on the table.

On motion of Mr. Thomas,

Resolved by the General Assembly of the State of Illinois, That the Auditor of Public Accounts, be required to obtain from the late Treasurer, a check upon the Branch of the State Bank of Illinois at Vandalia, for all the money which the said Treasurer states in his report to this General Assembly has been deposited in the said Branch Bank, the check to be made payable to the State of Illinois. And the Auditor is further required, to present the said check to the said Branch Bank, and cause the money to be deposited to the credit of the State of Illinois. And when the deposit is so made, the Auditor shall deliver to the late Treasurer a receipt for the same, and the late Treasurer shall be entitled to a credit for the amount so deposited, and the Auditor is required to report to this General Assembly without delay, his proceedings under this resolution.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Prickett their Clerk.

MR. SPEAKER—The House of Representatives have passed a bill of the following title, viz:

“An act for the organization of the county of Van Buren;”

In the passage of which, they ask the concurrence of the Senate.

They have concurred with the Senate in the adoption of the resolution requesting the Governor to transmit to the Secretary of the Treasury of the United States, a certified copy of

the act passed at this session of the General Assembly, authorizing the Treasurer to receive from the United States a distributive share of the surplus revenue of the United States. And he withdrew.

Whereupon,

The aforesaid bill from the House of Representatives, for the organization of Van Buren county;

Was read, and

Ordered to a second reading.

Mr. Wight asked and obtained leave to introduce a bill of the following title, viz:

"A bill to incorporate the Jo Daviess Marine and Fire Insurance Company;"

Which was read, and

Ordered to a second reading.

The engrossed bills of the following titles, viz:

"An act declaring certain roads herein mentioned, state roads;"

And,

"An act to establish the county seat of Iroquois county;"

Were severally read the third time and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

The bill entitled,

"An act to amend an act prescribing the mode of summoning Grand and Petit Jurors, and defining their qualifications and duties, approved Feb. 13, 1835;"

Was read the second time, and

On motion of Mr. Hacker,

Referred to the committee on the Judiciary.

On motion,

The Senate adjourned.

WEDNESDAY, DECEMBER 28, 1836.

Senate met pursuant to adjournment.

A message from the House of Representatives, by Mr. Prickett their clerk.

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives have adopted the following resolutions, viz:

Resolved, That a committee be appointed to take order for the funeral of the Hon. Resolve Graham, late member of this House, and Representative from the county of Gallatin, who died last night.

Resolved, That as a testimonial of respect to the memory of Major Graham the deceased, the members of this House will wear the usual badge of mourning for thirty days.

Resolved, That the unanimous condolence of this House, upon the melancholy death of the Hon. Resolve Graham, be communicated to his bereaved family.

Resolved, As a further testimonial of respect to the memory of the deceased, that the House adjourn until to-morrow.

Resolved, That the Clerk inform the Senate thereof. And then he withdrew.

On motion of Mr. Gatewood,

Resolved, That as a testimony of respect we entertain for the private virtues and public worth of the Hon. Resolve Graham, a member of the House of Representatives, of whose death we have just been informed; that the members of the Senate wear the usual badge of mourning thirty days.

Resolved, As a further testimony of their respect, that the Senate now adjourn.

THURSDAY, DECEMBER 29, 1836.

Senate met pursuant to adjournment.

Mr. Mills asked and obtained leave to introduce the petition of sundry citizens of Edwards county, praying the alteration of the state road from Mount Carmel to Maysville;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Ross asked and obtained leave to introduce the petition of sundry citizens of Griggsville in Pike county, to incorporate a Female Seminary in said town;

Which was read, and

On motion of Mr. Ross,

Referred to a select committee.

Ordered, That Messrs. Ross, Owen and Allen of Macon, be that committee.

Mr. Mills asked and obtained leave to introduce the petition of sundry citizens of the counties of Edwards and Lawrence, in relation to changing that part of the state road leading from Milam's in Wabash county to Maysville in Clay county, that lies between Higgin's Mills on the Bon Pas creek and Fox river;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Edwards, from the committee on Seminary, School Lands and Education, to whom was referred the joint resolution from the House of Representatives relating to the unavailable sixteenth sections, reported said resolution back with the following amendment, viz:

Strike out all after the word "Resolved," and insert the following in lieu thereof, viz:

"By the House of Representatives (the Senate concurring herein,) That our Senators in Congress be instructed, and our Representatives requested, to use their influence in procuring the passage of a law authorizing the selection of other lands in this state by quarter sections or sections in lieu of such sixteenth or school sections as may be unavailable for the purposes for which they are granted."

Which was read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Parker from the select committee, to which had been referred the bill for

"An act to continue the state road from Shawncetown in Gallatin county to Chicago in Cook county;"

Reported the same with an amendment,

Which was read, and concurred in as amended;

And thereupon,

Ordered to be engrossed for a third reading.

On motion of Mr. Servant,

Mr. Reilly had leave of absence until Tuesday next.

Mr. Hackelton from the committee on Enrolled Bills, reported that on Tuesday last they laid before the Council of Revision, the memorial of the Legislature of Illinois on the subject of the National Road.

MR. SPEAKER laid before the Senate the following communication from the Auditor of Public Accounts, viz:

AUDITOR'S OFFICE, ILLINOIS,
Vandalia, Dec. 20, 1836. }

To the Honorable,
the SPEAKER of the Senate:

SIR,—

In compliance with the resolution of the Senate of the 15th inst. requesting the Auditor "to lay before the Senate a full statement from the books of his office showing the whole transactions in relation to all the Salines," &c. I have the honor to submit the following information.

The quantity of land sold in the Gallatin Saline of the first selection of 30,000 acres up to the first of March 1835, is 22,452 acres amounting to the sum of \$18,222 08

The above amount has been paid out and applied as follows, viz;

1830		
Dec. 31	Amount retained by Jas. Caldwell Com'r for his per cent. on amt. of sales to this date,	263 60
Feb. 17	amt. paid into the Treasury and appropriated for building the Penitentiary, - -	2546 04
Dec. 25	amt. paid do. do. do,	700 00
23	amt. paid William Wilson on account of Little Wabash appropriation, - -	983 03
Jan. 20	amt. paid Pope county appropriation under the act of 15th Feb. 1827, - -	600 00
1831		
Feb. 16	amt. appropriated for incidental expenses, - -	126 63
	amt. paid William Wilson on account of Little Wabash appropriation, -	364 00
1831		
Jan. 4	amt. paid into the Treasury and appropriated for building the Penitentiary, -	1497 50
1832		
Feb. 2	amt. paid John Marshall on account of Saline Creek appropriation, - -	1347 42
	amt. paid for advertising &c., as per voucher filed, -	70 63
Mar. 26	amt. paid into the Treasury & appropriated for building a Penitentiary, - -	1750 00
1833		
Feb. 12	amt. paid do. do. do.	259 07
	amt. paid John Marshall on account of Saline Creek appropriation, - -	1000 00
	amt. paid Com'r. for selecting lands under the act of Feb. 15, 1827, - -	560 00
	amt. paid William Wilson on account of Little Wabash appropriation, - -	1364 40
	amt. of Com'r. salary to this date, - -	833 33

	amt. paid printing expenses as per vouchers, - -	68 89	
	amt. paid William Wilson on account of Little Wabash appropriation, - -	388 88	
	To this sum add the amount due from the securities of James Caldwell, -	14729 42	
1833		1303 28	
Mar 25	amt. paid Com'r. for selecting 5000 acres under the act of Jan. 4, 1831, - -	275 00	
Apl'. 1	amt. paid for stationary and advertising, - -	5 50	
June 23	amt. paid into the Treasury & appropriated for building a Penitentiary, - -	411 89	
July 6	amt. paid John Marshall on account of Saline Creek appropriation, - -	753 28	
	amt. paid William Wilson on account of Little Wabash appropriation, - -	340 00	
July 8	amt. paid into the Treasury & appropriated for building Penitentiary, - -	250 00	
Aug. 1		62 50	
1835	amt. paid do. do. do.		
Aug. 20	amt. paid John Marshall on account of Saline Creek appropriation, - -	300 00	18430 87
	amt. overpaid by Wm. J. Gatewood former Com'r. to appropriations out of the 30,000 acres, - -		208 79
	The quantity of land sold of the last selection of the 20,000 acres up to the 1st of March 1836, is 13,827 acres amounting to the sum of - -		\$6978 38
	This amount has been paid out and is accounted for as follows, viz:		

1833	amt. paid appropriation &c. due from the proceeds of the 30,000 acres,	208 79	
May 11	amt. paid Com'r. for selecting 20,000 acres under the act of Feb. 15, 1831,	1075 00	
Mar 31	amt. paid for stationary and advertising,	35 31	
July 12	amount paid appropriation to Franklin county, (act Feb. 16, 1831,	800 00	
Oct. 25	amt. do. do. Jackson,	150 00	
Aug. 9	amt. do. do. Pope,	500 00	
July 16	amt. do. do. Gallatin,	950 00	
1834			
April 7	amt. do. do. Monroe,	300 00	
1833			
Oct. 30	amt. do. do. Union,	150 00	
Dec. 18	amt. do. do. Randolph,	400 00	
1834			
Mar. 1	amt. do. do. St. Clair,	400 00	
1835			
Dec. 11	amt. do. do. Champaigne,	400 00	
1833			
Aug. 29	amt. do. do. Washington,	200 00	
Sep. 11	amt. do. do. Perry,	150 00	
	amt. of salary of Wm. J. Gatewood former Com'r. from 1st March 1833 to 11th Dec. 1834,	713 42	
1835			
Aug. 17	amt. paid into the Treasury at this date,	454 79	
	amt. of salary and comission of T. D. Hewitt, late com'r. up to this date,	84 66	
	amt. in hands of Wm. J. Gatewood former Commissioner,	6 41	6978 38

Quantity of lands selected under the act of the Legislature approved Feb. 15, 1827, of the Gallatin Saline, acres, - - - - - 30,000

From this deduct the quantity sold up to first of March 1835, - - - - - 22,452

Quantity remaining unsold of the 30,000 acres on the 1st March 1835, - - - - - 7,548

Quantity of lands selected under the act of the Legislature, approved Feb. 15, 1831, - - - - - 20,000

From this deduct the quantity sold up to 1st March 1835, - - - - - 13,827

Quantity remaining unsold of the 20,000 acres on 1st March 1832, - - - - - 6,173

The late Commissioner, Tyler D. Hewett, made no report of sales to this office since March 1st 1835. I am consequently unable to ascertain what quantity of said Saline lands remain unsold at this time. On the 20th day of January last, the said Commissioner paid into the Treasury the sum of \$1, 728 50-100, but as he accompanied the payment with no report showing out of which selection the said sum was realized, I am at a loss to know to what appropriation it ought to be paid. Immediately after the appointment of the present Commissioner, I wrote to him requesting a report of all the lands sold by his predecessor since the 1st day of March 1835. This report will probably be received during the present session of the General Assembly. There is now in the Treasury the sum of \$2,183 29-100 derived from the sales of the lands in the Gallatin Saline.

The amount due from James Caldwell former Commissioner, I have been assured is now in the hands of his securities, and will be paid into the Treasury during the present session of the Legislature.

The quantity of land of the Vermillion Saline Reserve up to the 9th day of October 1836, the date of the last report, is 23,998 acres amounting to the sum of - \$30,702 82

This sum has been paid out and applied as follows, viz:

1832			
Nov 16	Amount of Registers & Receiv-		\$30,702 83
	per cent up to this date,	645 58	
	amt paid for stationary and ad-		
1835	vertising, - -	17 43	
Mar. 7	amt. do. do. do.	9 25	
Ap'l 10	amt. of Registers & Receivers		
1836	per cent. to this date, -	729 68	
Jan. 10	amt. do. do. do. -	185 79	
1834	amt. paid for stationary &c.	1 75	
Aug. 27	amt. paid appropriation to the		
	Vermillion Bridge under the		
	act of Jan. 19th, 1829,	2000 00	
June 19	amt. paid appropriation for im-		
	provement of the Great Wa-		
	bash, - - -	1000 00	
Sep 15	amt. paid do. do.	1000 00	
Nov. 1	amt. paid do. do. -	3000 00	
1835			
Feb. 26	amt. paid do. do. -	6686 71	
1835			
Mar. 5	<i>Amount bro't forward.</i>	15,273 37	
	amt. paid appropriation to Ma-		
April 4	riion county, - -	95 23	
6	amt. do. do. L'ayette,	385 72	
18	amt. do. do. Monroc,	238 10	
July 6	amt. do. do. Sangamon,	1000 00	
Oct. 27	amt. do. do. Bond, -	95 23	
Dec. 12	amt. do. do. St Clair, -	285 72	
14	amt. do. do. Crawford, -	1000 00	
23	amt. do. do. Clark,	800 00	
25	amt. do. do. Edgar, -	800 00	
"	amt. do. do. Lawrence,	1600 00	
26	amt. do. do. Perry, -	95 23	
1836	amt. do. do. Green, -	1000 00	
Jan. 9			
Mar. 4	amt. do. do. Randolph,	285 69	
June 3	amt. do. do. Marion, -	150 00	
Jan. 8	amt. do. do. John Houston,	600 00	
	amt. do. do. Clinton county,	380 92	
	amt. in hands of Receiver,	700 00	24,785 21
	amt. now in the Treasury of the		
	proceeds of the Ver'l'n. saline.		\$5,917 62

The following appropriations made by the act approved Jan. 19th 1829, and the act entitled "an act for the benefit of the counties therein named," approved Feb. 13, 1835, out of the proceeds of the Vermillion Saline Lands, have not yet been drawn from the Treasury viz:

To the county commissioners' of Wayne county,		\$1000	00
do.	do.	Pope,	150 00
do.	do.	Franklin,	150 00
do.	do.	Jefferson,	150 00
do.	do.	Washington,	238 10
do.	do.	Sangamon,	1000 00
			<hr/>
			2688 10
Amount now in the Treasury,		- - -	5917 62
			<hr/>
Balance after all appropriations are paid,		-	3229 52
			<hr/>

As I have no papers on file in my office shewing the quantity of lands contained in the Vermillion Saline Reserve I am unable to communicate the quantity of said lands which now remain unsold.

There is no rent accruing to the State from the Vermillion Big Muddy or Bond county Salines.

The rent due from the early lessees of the Gallatin Saline Reserve, was either paid by said lessees or entirely released by the Legislature. The following leases which are still in existence are filed in this office, viz:

Timothy Guard, Dec. 4, 1826, at	-	\$500	per annum.
Andrew Frazer, April 2, 1827, at	-	250	do.
Benjamin White, do. do.	-	250	do.
Lowry Hay, do. do.			Rent free for five years.

The rents accruing from the above lessees were paid into the Treasury up to 1830. Since that time there has been a portion of the rents received from the Superintendent, but as he has not made any report to this office, I am unable to communicate what portion, if any, of the rent now due remains unpaid by the said lessees.

I have the honor to be

Very respectfully your

Obedient servant,

LEVI DAVIS,

Auditor.

Which was read, and
 On motion of Mr. Parrish,
Ordered, To lie on the table, and that 2000 copies thereof
 be printed for the use of the Senate.

The bill entitled,
 "An act to incorporate the Jo Daviess Marine and Fire Insurance Company;"

Was read the second time, and

On motion of Mr. Maxwell,

Laid on the table.

The bill from the House of Representatives entitled,

"An act for the organization of the county of Van Buren;"

Was read the second time, and

On motion of Mr. Herndon,

Referred to a select committee of five.

Ordered, That Messrs. Herndon, Browning, Thomas, Warren and Owen, be that committee.

Mr. Herndon moved that the select committee of five to whom had been referred

The bill from the House of Representatives, for the organization of Van Buren county, have leave to send for persons and papers;

Which was not agreed to.

Mr. Weatherford, on leave given, introduced a bill entitled,

"An act for the benefit of the heirs of William Ronton;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Ross,

The bill to amend an act concerning public roads, which had been laid on the table,

Was taken up, and

Referred to a select committee of five.

Ordered, That Messrs. Ross, Whiteside of Monroe, Orcar, Hackelton and Craig, be that committee.

On motion of Mr. Servant,

The resolution heretofore laid on the table in relation to the election of Auditor of Public Accounts and other officers, was taken up,

Whereupon,

Mr. Servant moved to amend said resolution by striking out "Wednesday the 28th inst.," and inserting in lieu thereof "Saturday the 31st inst.;" and

On motion of Mr. Maxwell,

Said proposed amendment was amended by striking out "Saturday the 31st inst.," and inserting in lieu thereof, "Wednesday the 4th January next;"

And the said amendment as amended was concurred in, when,

The question recurring on the adoption of the resolution as amended,

~~It was~~ also decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof and ask their concurrence therein.

A message from the House of Representatives, by Mr. Prickett their Clerk.

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives have adopted memorials to Congress in relation to property lost during the Indian disturbances in 1831 & 1832.

In relation to the establishment of a certain mail route; and

In relation to the consent of Congress to the repeal of the compact between the General Government and this State, exempting lands sold in this State from taxation for five years;

In the adoption of which several memorials they ask the concurrence of the Senate.

They have also adopted the following resolutions, viz:

Resolved, That our Senators in Congress be instructed and our Representatives requested to urge upon Congress the expediency and propriety of its consent to the repeal of the law exempting lands sold by the Government from taxation for five years after the day of sale.

Resolved, That the Governor of the State be requested to forward a copy of the foregoing memorial to be laid before each branch of Congress, and that he also send a copy of the foregoing resolution to each of our Senators and Representatives in Congress.

Resolved by the General Assembly, That the committee on Finance of both Houses be instructed to enquire into the condition of the Treasury of the State, with a view to the examination and liquidation of the accounts subsisting between the Hon. John Dement, late Treasurer of the State of Illinois, and make report thereon to their respective Houses.

Resolved, That the Governor be requested to transmit to both Houses of Congress by mail, at as early a day as possible,

all memorials that have been or may be passed by this General Assembly.

In the adoption of which several resolutions, they ask the concurrence of the Senate.

And he withdrew.

Whereupon,

The first and second memorials in said message mentioned, were respectively read and concurred in.

Ordered That the Secretary inform the House of Representatives thereof.

On motion of Mr. Browning,

The 3d memorial in said message referred to, to wit:—that praying the consent of Congress to a repeal of so much of the compact between the General Government and this State as exempts public lands from taxation for 5 years after entry, was referred to the committee on Finance, and

On motion of Mr. Browning,

The resolutions in said message referred to in regard to the same subject, were also

Referred to the committee on Finance.

The two last mentioned resolutions in said message referred to, were severally read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned.

FRIDAY, DECEMBER 30, 1836.

Senate met pursuant to adjournment.

Mr. Herndon on leave given, introduced the remonstrances of sundry citizens of Sangamon county, against the division of said county;

Which were read, and

On motion of Mr. Herndon,

Referred to the select committee to which had been refer-

red the bill from the House of Representatives for the organization of Van Buren county.

Mr. Browning on leave given, introduced the petition of the Trustees of the Illinois and Boston Land Company praying authority by law to use a common seal, in the conveyance of lands;

Which was read, and

On motion of Mr. Browning,

Referred to a select committee.

Ordered, That Messrs. Browning, Owen and Wight, be that committee.

Mr. Mitchell on leave given, introduced the petition of Alfred Haines, guardian of the infant heirs of William Haines dec'd, praying authority to keep a steam or horse boat ferry across the Illinois river at Pekin;

Which was

On motion of Mr. Mitchell,

Referred to the committee on Petitions.

Mr. Allen of Green, on leave given, introduced the petition of sundry citizens of the town of Carrollton in the county of Green, praying the repeal of the law incorporating the inhabitants of such towns as may wish to be incorporated;

Which was read, and

On motion of Mr. Allen of Green,

Referred to a select committee.

Ordered, That Messrs. Allen of Green, Borough and Hacker, be that committee.

Mr. Thomas from the committee on the Judiciary, to which had been referred the bill entitled,

"An act in relation to the title of School and Canal Lands;"

Reported said bill back with an amendment;

Which was concurred in.

And thereupon, said bill was

Ordered to be engrossed for a third reading as amended.

Mr. Hacker from the committee on State Roads, to which had been referred the petition of certain citizens of Hancock county praying an alteration in a certain state road therein named,

Reported a bill entitled,

"An act to vacate part of a state road leading from Rushville in Schuyler county, to Commerce in Hancock county;"

Which was read, and

Ordered to a second reading.

Mr. Thomas from the committee on the Judiciary, who were instructed by resolution to enquire into the expediency of legalizing the recording of deeds heretofore or hereafter executed without this State, when such deeds were, or may be executed according to the laws of the State in which they were made,

Reported a bill entitled,

"An act concerning deeds executed without this State;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of sundry citizens of Edwards county, in relation to a state road from Albion in said county to Maysville in Clay county,

Reported a bill entitled,

"An act concerning a state road from Albion to Maysville;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of sundry citizens of the counties of Edwards and Lawrence, praying an alteration in a certain state road in Wabash and Clay counties,

Reported a bill entitled,

"An act declaring a certain county road to be a state road;"

Which was read, and

Ordered to a second reading.

Mr. Gatewood from the committee on the Judiciary, to which had been referred the bill for

"An act to change the corporate powers of the town of Galena;"

Reported said bill back with amendments;

Which were read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

Mr. Ross from the select committee to which had been referred the petition of sundry citizens of Griggsville in Pike county,

Reported a bill entitled,

"An act for incorporating the Griggsville Female Academy;"

Which was read, and

Ordered to a second reading.

Mr. Ross from the select committee to which had been referred the petition of sundry citizens of Pike county,

Reported a bill entitled,

"An act to incorporate the Rockport Canal Company;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of Mary Walker praying relief,

Reported the same back and asked to be discharged from the further consideration thereof:

Which was agreed to, and

On motion of Mr. Whiteside of Monroe,

Said petition was referred to the committee on the Judiciary.

On motion of Mr. Stadden,

Resolved, by the Senate (the House of Representatives concurring herein,) That our Senators in Congress be instructed, and our Representatives requested to use their influence to procure the passage of a law to grant to this State every alternate section of land situated within three miles of the Kankakee and Iroquois rivers, their full length in this State for the purpose of improving said rivers from their mouths to the State line.

Resolved, That the Governor be requested to forward a copy of the above resolutions to our delegation in Congress.

Ordered that the Secretary inform the House of Representatives of the adoption of said resolutions, and ask their concurrence therein.

Mr. Pruyne on leave given, introduced the petition of sundry citizens of the town of Chicago in the county of Cook, praying authority by law to purchase certain lands;

Which was read, and

On motion of Mr. Pruyne,

Referred to the committee on Canals and Canal Lands.

Mr. Butler moved that the Senate now resolve itself into a committee of the whole, on the resolutions in regard to Internal Improvements;

Which was not agreed to.

Mr. Hacker on leave given, introduced a bill entitled,

"An act to incorporate the Cairo City and Canal Company;"

Which was read, and

Ordered to a second reading.

Mr. Warren on leave given, introduced a bill entitled,

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter deceased;"

Which was read, and

Ordered to a second reading.

Mr. Bond on leave given, introduced a bill entitled,

"An act to amend an act entitled an act to incorporate the Carlyle Bridge Company;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Maxwell,

The bill heretofore laid upon the table, for incorporating the Jo Daviess Marine and Fire Insurance Company,

Was taken up,

Whereupon,

Mr. Weatherford moved to amend said bill by adding to the last section of said bill, the following proviso, viz:

"Provided, That nothing herein contained, be so construed as to debar any subsequent legislature from altering, amending, or repealing the same whenever the public good may require it;" and

On motion of Mr. Whiteside of Monroe,

Said bill and proposed amendment were

Referred to the committee on the Judiciary.

Mr. Turney on leave given, introduced a bill entitled,

"An act authorizing Executors and Administrators to execute Deeds in certain cases;"

Which was read, and

Ordered to a second reading.

On motion,

The Senate adjourned until 2 o'clock P. M.

3 o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Noel on leave given, introduced a bill entitled,
 "An act forming a Justice's district in the county of Edgar;"

Which was read, and

Ordered to a second reading.

Mr. Hackelton on leave given, introduced a bill entitled,
 "An act relative to certain School Lands in the county of Fulton;"

Which was read, and

Ordered to a second reading.

The engrossed bill entitled,
 "An act to continue the state road from Shawneetown in Gallatin county, to Chicago in Cook county;"

Was read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bill entitled,

"An act for the benefit of the heirs of William Rowton;"

Was read a second time, and

Ordered to be engrossed for a third reading.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives have referred the Governor's message and accompanying documents on the subject of domestic Slavery, to a joint select committee of seven on the part of the House and four on the part of the Senate, and have appointed

Messrs. Ralston, Dougherty, McClernand, Stone, Webb, Hogan and Scarborough, the committee on their part, and ask the appointment of the committee on the part of the Senate.

They have concurred with the Senate in their amendment to the resolution from the House of Representatives, in relation to the 16th section &c.

They have concurred in the adoption of the resolution from the Senate instructing our members of Congress to use their influence to procure the passage of a law making a dona-

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tion of every alternate section of land, &c., on either side of the Kaskaskia river for the purpose of improving the navigation of said river.

They have passed a bill of the following title, viz:

"An act to incorporate the Rock Island City Bridge Company;"

In the passage of which, they ask the concurrence of the Senate.

And he withdrew.

Whereupon,

Mr. Servant moved that the consideration of so much of said message as requests the appointment of a committee on the part of the Senate, to meet the committee appointed by the House, and to whom was referred the message of the Governor and the accompanying documents in relation to domestic slavery, be indefinitely postponed;

Which was decided in the negative, by ayes and noes as follows, viz:

Those voting in the affirmative are,

Messrs. Allen of Green, Gatewood, Lane, Servant, Thomas, Vance and Mr. Speaker.—7.

Those voting in the negative are,

Messrs. Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Hackelton, Hacker, Hamlin, Herndon, Maxwell, Mills, Mitchell, Murray, Noel, O'Rear, Parker, Parrish, Pruyne, Ross, Stadden, Turney, Warren, Weatherford, Wight and Wood.—28.

The question was then put upon the appointment of said committee on the part of the Senate,

And decided in the affirmative.

Ordered, That Messrs. Browning, Servant, Maxwell and Allen of Green, be that committee, and that the Secretary inform the House of Representatives thereof.

The bill in said message referred to,

Was read, and

Ordered to a second reading.

On motion,

The Senate adjourned.

SATURDAY, DECEMBER 31, 1836.

The Senate met pursuant to adjournment.

Mr. Gatewood asked and obtained leave to introduce the petition of Willis Hargrave and others, on the subject of navigation of Saline Creek;

Which was,

On his motion,

Referred to the committee on Internal Improvements.

Mr. Hackelton asked and obtained leave to introduce the petition of sundry citizens of Peoria and Fulton counties for a charter for a rail road from Liverpool to Knoxville;

Which was,

On his motion,

Referred to the committee on Petitions.

Mr. Stadden asked and obtained leave to introduce the petition of Augustus Langworthy and others, for a road from Ottawa via Windsor to Knoxville;

Which was,

On his motion,

Referred to the committee on Petitions.

Mr Thomas, from the committee on Finance, reported a bill entitled,

"An act authorising a subscription to the capital stock of the State Bank of Illinois;"

Which was read, and

Ordered to a second reading.

Mr. Servant from the committee on Finance, to which had been referred the memorial and resolutions from the House of Representatives, in relation to exempting public lands from taxation, &c.

Reported the same back without amendment.

Whereupon,

The question recurring upon concurring with the House of Representatives,

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Gatewood from the committee on the Judiciary, to which was referred the bill and proposed amendment, entitled,

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company;"

Reported the same back without amendment, and recommended the rejection of the amendment, viz:

"Provided that nothing herein contained shall be so construed as to debar any subsequent Legislature from altering, amending or repealing the same whenever the public good may require it."

Which was concurred in.—Ayes 24. Noes 15.

Those who voted in the affirmative, are

Messrs. Allen of McLean, Bond, Borough, Browning, Edwards, Fletcher, Gatewood, Hamlin, Herndon, Lane, Mills, Mitchell, Murray, O'Rear, Owen, Ross, Servant, Thomas, Turney, Vance, Whiteside of Monroe, Whiteside of Pope, Wight and Mr. Speaker.—24.

Those who voted in the negative, are

Messrs. Allen of Green, Butler, Craig, Hackelton, Hacker, Maxwell, McLaughlin, Noel, Parker, Parrish, Pruyne, Stadden, Warren, Weatherford and Wood—15.

A message from the House of Representatives, by Mr. Dougherty:

MR. SPEAKER,—The House of Representatives have concurred with the Senate in the adoption of the resolution from the Senate, in relation to the "election of Auditor, Treasurer, and Attorney General," as amended by them;

In which amendments they ask the concurrence of the Senate.

They amend as follows, to wit:

After word "General" add "and Public Printer." Strike out "Wednesday the 4th," and insert "Monday the 16th." Strike out the words "Attorney General" at the end of resolution, and insert the words "and Warden of the Penitentiary."

On motion,

The Senate adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Ross from the select committee, to which had been referred the bill for

"An act in amendment to an act concerning public roads;"
Reported the same with an amendment,
Which was read, and concurred in as amended; and
On motion of Mr. Turney,
Laid on the table.

The engrossed bills of the following titles, viz:

"An act in relation to the title of School and Canal Lands;"
"An act for the benefit of the heirs of William Rowton
deceased;" and

"An act to change the corporate powers of the town of Galena;"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bills.

The bill entitled,

"An act to incorporate the Griggsville Female Academy;"
Was read a second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act to incorporate the Rockport Canal Company;"
Was read the second time, and

On motion of Mr. Weatherford,
Laid on the table.

The bill entitled,

"An act declaring a certain county road to be a state road,"
Was read a second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act concerning a state road from Albion to Maysville;"
was,

On motion of Mr. Vance,
Laid on the table.

The bill entitled,

"An act to incorporate the Cairo City and Canal Company,"

On motion of Mr. Hacker,
Was read a second time by its title, and

On motion of Mr. Thomas,
Ordered to lie on the table and be printed.

On motion of Mr. Gatewood,
The orders of the day were dispensed with.

Mr. Hackelton from the committee on Enrolled Bills reported as correctly enrolled,

A memorial to Congress in relation to property lost during the Indian disturbances in 1831 & 1832. And

A memorial and resolution in relation to the establishment of a certain mail route.

A message from the Governor by Mr. Field, Secretary of State:

MR. SPEAKER,—I am directed by the Governor to lay before the Senate a written communication.

And he withdrew,

Whereupon,

MR. SPEAKER laid before the Senate the following communication and accompanying document, viz:

EXECUTIVE DEPARTMENT, }
Vandalia, Dec. 30, 1836. }

To the Honorable,

the SPEAKER of the Senate:

SIR,—

In compliance with a resolution of the Senate requesting me to open a correspondence with the Banks of this State, to know on what terms they will receive the deposits of the surplus revenue of the United States, due to the State of Illinois, under the act of Congress, I have the honor herewith to state that I have addressed several communications to the Banks in this State—one to the Bank of Illinois, and one to the State Bank of Illinois. I have received a communication on the subject of said deposits from the President of the principal Bank of the State Bank of Illinois, which I herewith enclose and request you to cause the same to be laid before the body over which you have the honor to preside. From the Bank of Illinois, I have yet received no communication, but will as soon as I receive any answer to my communication from said Bank, cause the same to be laid before the Senate.

I have the honor to be
Your obedient servant,

JOSEPH DUNCAN.

BRANCH STATE BANK OF ILLINOIS, }
Vandalia, Dec. 31, 1836. }

SIR:—

I have received your communication of the 19th

inst., and am authorised to submit on behalf of the State Bank of Illinois, the following answers to your enquiries.

To the first, viz: What interest will be allowed to the State on deposits to be drawn for, with or without notice, at the discretion of the State;—I answer interest at the rate of five per cent. per annum.

To the second, viz: What interest will be allowed on permanent deposits, to be drawn for after three, six, nine and twelve months notice,—I answer at five per cent with notice of three and six months, and six per cent. with nine and twelve months notice.

To the third, viz: What interest will be allowed on deposits which remain three, six, nine and twelve months, then to be drawn for at the discretion of the State, with or without notice; five per cent.

Any sum not exceeding seven hundred and fifty thousand dollars would be received on the above terms.

Respectfully,

Your obedient servant,

THOMAS MATHER,

President State Bank.

Mr. Gatewood moved that said message and accompanying document be laid on the table and be printed.

Which was not agreed to.

On motion of Mr. Hacker,

Said message and accompanying document were

Referred to the committee on Finance.

A message from the Governor by Mr. Field Secretary of State:

MR. SPEAKER,—I am directed by the Governor to lay before the Senate a written communication.

And then he withdrew.

Mr. Speaker having announced that the communication was on Executive business, the doors were closed, and on opening the doors;

On motion,

The Senate adjourned.

MONDAY, JANUARY 2, 1837.

Senate met pursuant to adjournment.

Mr. Hamlin asked and obtained leave to introduce the petition of the Trustees of the Princeton Academy, for an act of incorporation;

Which was,

On his motion,

Referred to the committee on Seminary, School Lands and Education.

Mr. Hamlin asked and obtained leave to introduce the petition of Augustus Langworthy and others, for a road from Peoria to Princeton;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Warren and Weatherford, be that committee.

Mr. Parker asked and obtained leave to introduce the petition of sundry citizens of Clark county, praying the location of a certain road therein named;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Parker, Noel and Whiteside of Pope, be that committee.

Mr. Thomas from the committee on the Judiciary, to which had been referred the bill entitled,

"An act to amend an act entitled an act, prescribing the mode of summoning Grand and Petit Jurors, and defining their qualifications and duties;"

Reported the same back with an amendment;

On motion of Mr. Maxwell,

Said bill and amendment were referred to a select committee.

Ordered, That Messrs. Maxwell, Thomas and Fletcher, be that committee.

A message from the House of Representatives, by Mr. Cloud:

MR. SPEAKER,—The House of Representatives have passed bills of the following titles, viz:

"An act to re-locate a part of the state road leading from Paris to Decatur;"

"An act re-locating parts of the state road leading from Springfield to Decatur;"

"An act to incorporate the Quincy Academy;"

"An act to incorporate the Pekin Hotel Company;"

"An act to incorporate the Canton College of Illinois;"

"An act for the relief of the heirs of Mason Payne and Michael Dillow;"

"An act to change the name of Free Frank;" and

"An act supplemental to an act concerning public roads," approved Feb. 3, 1835.

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled,

"An act to amend an act entitled an act, for the appointment of Notaries Public," approved Dec. 30, 1828;"

As amended by them, in which amendment they ask the concurrence of the Senate.

They have adopted the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee of both Houses, of three on the part of the House and two on the part of the Senate, be appointed to draft a memorial to Congress directing our Senators and requesting our Representatives to use their best exertions in procuring the passage of a law securing a mail or post route from Maysville in Clay county to Louisville in same county, thence to Ewington in Effingham county, thence to Shelbyville in Shelby county, and thence to Decatur in Macon county, and have appointed

Messrs. Green of Clay, Hankins and Reddick, the committee on their part.

In the adoption of which they ask the concurrence of the Senate.

They have adopted the following preamble and resolutions, viz:

Whereas, A large portion of the Prairie lands in the State of Illinois, lies so remote from timber as to render them of little value to the Government,

And whereas, The granting pre-emption rights for the space

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of twenty years to the citizens of said State, to not less than one hundred and sixty acres of the unsold prairie lands at a given distance from timber upon the following conditions, viz:

That he or she will plant and properly cultivate not less than one fourth part so pre-empted in a good lasting timber suitable or adapted to the growth of the soil; which would much improve the condition of the country, and much enhance the value of the remaining unsold lands of the Government;

Therefore be it

Resolved by the General Assembly of the State of Illinois, That our Senators in Congress be instructed and our Representatives requested to use their united efforts to procure the passage of a law by the Congress of the United States to carry out the principles as set forth in the above preamble, under such rules and restrictions as the wisdom of Congress may think most proper to carry out the views of this General Assembly;

In the adoption of which, they ask the concurrence of the Senate.

Mr. Browning, from the select committee to which had been referred the petition of the New York, Boston and Illinois Land Company;

Reported the same back and asked to be discharged from the further consideration thereof:

Which was agreed to.

Mr. Browning moved to refer said petition to the committee on the Judiciary; and

On motion of Mr. Gatewood,

The petition aforesaid was laid on the table until the 4th day of July next.

Mr. Servant asked and obtained leave to introduce a bill entitled,

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same, approved Jan. 16th, 1836."

Which was read, and

Ordered to a second reading.

On motion of Mr. Servant,

The rules of the Senate were dispensed with, and

The aforesaid bill read a second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Owen asked and obtained leave to introduce a bill entitled,

"An act to incorporate the Carthage Female High School, and Teachers Seminary;"

Which was read, and

Ordered to a second reading.

Mr. Gatewood on leave given, introduced a bill entitled,

"An act to provide a library of law for the State of Illinois;"

Which was read, and

Ordered to a second reading.

Mr. Maxwell moved to dispense with the rule of the Senate, and read said bill a second time by its title;

Which was not agreed to.

Mr. Whiteside of Monro, asked and obtained leave to introduce a bill entitled,

"An act for the relief of Rene Paul and others;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title.

Mr. Whiteside of Monroe, moved to refer the same to the committee on Finance.

Mr. Maxwell moved to lay said bill on the table until the 4th day of July next;

Which was not agreed to; and

On motion of Mr. Thomas,

The same was referred to the committee on Canals and Canal Lands.

Mr. Hackelton from the committee on Enrolled Bills reported that on Saturday last, they delivered to the Governor the memorial to Congress in relation to property lost during the Indian disturbances in the years 1831 & 1832.

And the memorial and resolution in relation to a certain mail route.

The engrossed bill entitled,

"An act declaring a certain county road to be a state road;"

Was read a third time, and

On motion of Mr. Vance,

Was laid on the table.

The bill from the House of Representatives entitled,

"An act to incorporate the Rock Island City Bridge Company;"

Was read a third time, and
On motion of Mr. Gatewood,
Laid on the table.

The bill entitled,
"An act to amend an act to incorporate the Carlyle Bridge Company;"

Was read the second time, and
On motion of Mr. Bond,
Referred to a select committee.

Ordered, That Messrs. Bond, Wood and Lane, be that committee.

The bills of the following titles, viz:

"An act forming a Justice district in the county of Edgar;"

"An act to vacate part of a state road leading from Rushville in Schuyler county, to Commerce in Hancock county;"

Were severally read the second time, and
Ordered to be engrossed for a third reading.

The bill entitled,
"An act relative to certain school lands in the county of Fulton;"

Was read the second time, and
On motion of Mr. Hackelton,
Referred to the committee on the Judiciary.

The bill entitled,
"An act authorizing Executors and Administrators to execute Deeds in certain cases;"

Was read a second time, and
On motion of Mr. Thomas,
Referred to the committee on the Judiciary.

The bill entitled,
"An act concerning deeds executed without this State;"

Was read the second time, and
On motion of Mr. Hacker,
Referred to a select committee,

Ordered, That Messrs. Hacker, Thomas and Borough, be that committee.

The bill entitled,
"An act authorising a subscription to the capital stock of the State Bank of Illinois;"

Was read the second time.

Mr. McLaughlin moved to refer the same to a select committee.

Mr. Maxwell moved to lay the aforesaid bill on the table until the fourth day of July next;

Which was decided in the negative.—Ayes 6.—Noes 32.

Those who voted in the affirmative, are

Messrs. Allen of Green, Herndon, Maxwell, Turney, Warren and Weatherford.—6.

Those who voted in the negative, are

Messrs. Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Lane, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Ross, Servant, Stadden, Thomas, Vance, Whiteside of Monroe, Whiteside of Pope, Wight, Wood and Mr. Speaker.—32.

On motion of Mr. Borough,

The aforesaid bill was laid on the table.

A message from the Governor by Mr. Field, Secretary of State:

MR. SPEAKER:—I am directed by the Governor to lay before the Senate a written communication.

And he withdrew.

Whereupon,

MR. SPEAKER laid before the Senate, the following communication with accompanying documents, viz:

EXECUTIVE DEPARTMENT, }
Vandalia, January 2d, 1837. }

To the Honorable,
the SPEAKER of the Senate:

SIR:—

In compliance with a resolution of the Senate of the 19th ultimo, calling on this department for all the information in relation to the operations on the Canal by the Board of Commissioners, I avail myself of the earliest opportunity after receiving the information called for, to transmit to you the annual report of the Board of Canal Commissioners, accompanied by various documents from said Board, comprising a very full and satisfactory statement of all their operations since they entered on the discharge of their duties. It will be perceived from them, that all the interests of that great and important state work have been faithfully and diligently attended, and that the work has been commenced under a system and on a plan which not only insures success, but promi-

ses the greatest benefits to our country when the work shall have been completed. The many and important suggestions contained in their able and voluminous report in relation to the future operations on the canal will, doubtless, receive your due and mature consideration. I would also beg leave to call your attention to the fact, that the present Board of Canal Commissioners are constituted a body politic and corporate, and that their offices expire on this day, and as it has been suggested that the contracts made by the Board may be affected by the body ceasing to exist as a corporation, I would respectfully submit for your consideration, whether it would not be proper to pass an act conferring upon said Commissioners or extending their corporate powers until provision is made by law for the appointment of new ones.

The information given in the report in relation to destruction of the timber on the canal lands is of such pressing importance that I would beg leave to call your attention to the necessity, at the earliest possible period, of passing a law containing sufficient penal provisions; which will preserve the timber from future lawless destruction. It is the opinion of the Commissioners and others, that the loss of the State exceeds \$15,000 per month, by trespasses committed on canal timber; and that short of agents clothed with ample and sufficient power along the whole line of Canal cannot prevent the general plunder and destruction of timber on those lands.

I have the honor to be sir,

Your obedient servant,

JOSEPH DUNCAN.

Mr. Hacker moved that the Governor's communication and accompanying documents be laid on the table and be printed; and

On motion of Mr. Whiteside of Monroe,

Said motion was amended so as to make it a motion that one thousand copies be printed.

And thereupon,

The question recurring on the motion as amended,

It was decided in the affirmative.

On motion,

The Senate adjourned.

TUESDAY, JANUARY 3, 1837.

Senate met pursuant to adjournment.

On motion of Mr. Vance,

Mr. Mills had leave of absence until the 9th instant.

Mr. Mitchell on leave given, introduced the petition of sundry citizens of Tazewell and Putnam counties, praying the location of a state road from Washington in Tazewell county, to Columbia in Putnam county;

Which was

On his motion,

Referred to the committee on State Roads.

Mr. Browning from the committee on the Judiciary, reported a bill entitled,

"An act to amend an act establishing the courts of county commissioners," approved March 22d, 1819.

Which was read, and

Ordered to a second reading.

Mr. Gatewood from the committee on Internal Improvement to which was referred the petition of Willis Hargrave and others,

Reported a bill entitled,

"An act relating to the improvement of the navigation of the Saline River, and for the purposes of preserving the same;"

Which was read, and

Ordered to a second reading.

Mr. Gatewood moved to dispense with the rule of the Senate, and read said bill a second time by its title;

Which was not agreed to.

Mr. Hamlin from the select committee to which had been referred the petition of sundry citizens of Peoria and Putnam counties;

Reported a bill entitled,

"An act to locate a state road from Peoria by Rome and Chilicothe, to Princeton in Putnam county;"

Which was read, and

Ordered to a second reading.

Mr. Bond from the select committee to which was referred a bill entitled,

"An act to amend an act to incorporate the Carlyle Bridge Company;"

Reported the same back with an amendment;

Which was read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

Mr. Parrish from the select committee which had been appointed by a joint resolution to take into consideration the propriety of drafting a memorial to Congress praying the passage of a law granting pre-emptions to settlers on the public lands, reported a memorial on that subject;

Which was read, and

On motion of Mr. Thomas,

Laid on the table.

Mr. McLaughlin moved the adoption of the following preamble and resolution, to wit:

Whereas, The accumulation of business in the office of the Public Printer, occasions much unavoidable delay in printing, and injuriously retards the action of the Legislature upon important measures;

Therefore:—

Resolved, That a committee of three be appointed to contract with the Editor of the Free Press, for assisting in the printing on the part of the Senate.

Mr. Noel moved to lay the same on the table;

Which was not agreed to.

On motion of Mr. Servant,

Said resolution was amended, by adding "and that the committee be instructed to contract at a price not exceeding that now paid to the Public Printer."

Mr. Noel moved to amend said resolution by inserting "joint select" before committee, and after "three," "*on the part of the Senate and four on the part of the House.*"

Mr. Hacker moved to amend the amendment by inserting in the 4th line after the word "Senate," the words "and House of Representatives."

Which was not agreed to.

And thereupon,

The question recurring upon the proposed amendment;

It was decided in the negative.

On motion of Mr. Gatewood,

Said resolution was amended by adding thereto, the word "Journals of the Senate excepted."

Whereupon,

The question recurring upon the adoption of the aforesaid resolution as amended,

It was decided in the negative. Ayes 18.—Noes 20.

Those who voted in the affirmative, are

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Hamlin, Lane, Mills, Murray, O'Rear, Ross, Servant, Thomas, Vance, Whiteside of Pope, Wight and Mr. Speaker.—18.

Those who voted in the negative, are

Messrs. Allen of Green, Borough, Butler, Craig, Hackelton, Hacker, Herndon, Maxwell, Mitchell, Noel, Owen, Parker, Parrish, Pruyne, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe and Wood—20.

Mr. Gatewood asked and obtained leave to introduce the petitions and remonstrances of sundry citizens of Gallatin and White counties, in reference to a division of said counties;

Which were,

On his motion,

Referred to the committee on Petitions.

Mr. Borough on leave given, introduced a bill entitled,

"An act declaring a certain road herein named, a state road;"

Which was read, and

Ordered to a second reading.

Mr. O'Rear on leave given, introduced a bill entitled,

"An act relative to section 16 in township 17 north, and range 9 west of the 3d principal meridian;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Hacker,

The amendments of the House of Representatives to the resolution from the Senate in relation to the election of Auditor, Treasurer &c.;

Was laid on the table.

The engrossed bills of the following titles, viz:

"An act to incorporate the Griggsville Female Academy;"

"An act to alter and amend an act relating to the Gallatin Saline and the lands belonging to the same," approved Jan. 16, 1836."

"An act to vacate part of a state road leading from Rushville in Schuyler county, to Commerce in Hancock county;"

"An act forming a Justice's district in the county of Edgar;"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bills.

The engrossed bill entitled,

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company;"

Was read a second time, and

On motion of Mr. Wight,

Referred to a select committee.

Ordered, That Messrs. Wight, Ross and Thomas, be that committee.

The bill entitled,

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter deceased;"

Was read a second time.

Mr. Turney moved to refer the same to a select committee;

Which was not agreed to.

The question then recurring, said bill was

Ordered to be engrossed for a third reading.

On motion of Mr. Herndon,

Resolved, That a select committee be appointed to enquire of the Public Printer of this State, at what time the report of the Canal Commissioners will be printed, and ready to deliver to the Senate.

And also to enquire of said public printer, whether all the printing imposed upon him by this General Assembly, can be executed by him in a reasonable time.

And that said committee make immediate report to the Senate.

Ordered, That Messrs. Herndon, McLaughlin and Edwards, be that committee.

The bill entitled,

"An act to incorporate the Rockport Canal Company;"

Which had heretofore been laid on the table,

Was taken up, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act to incorporate the Carthage Female High School, 'Seminary;'"

second time, and

be engrossed for a third reading.

The bill entitled,

"An act to provide a library of law for the State of Illinois;"

Was read the second time, and

On motion of Mr. Gatewood,

Amended by filling the blank therein with the word "two."

The question was thereupon put, upon ordering the bill to be engrossed for a third reading.

And decided in the negative, by ayes and noes as follows, viz:

Those voting in the affirmative are,

Messrs. Allen of McLean, Bond, Fletcher, Gatewood, Herndon, Maxwell, McLaughlin, Pruyne, Thomas, Whiteside of Pope, and Mr. Speaker.—11.

Those voting in the negative are,

Messrs. Allen of Green, Borough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Lane, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Ross, Stadden, Turney, Vance, Warren, Weatherford, Wight and Wood.—25.

The question was put upon concurring with the House of Representatives in their amendments to the bill from the Senate for establishing the county seat of Iroquois county;

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned.

WEDNESDAY, JANUARY 4, 1837.

The Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported as correctly enrolled,

The memorial to Congress in relation to the consent of Congress to the repeal of the compact between the General

Government and this state; exempting lands from taxation for five years.

And the resolutions to our Senators and Representatives to Congress on the same subject.

Mr. Pruyn asked and obtained leave to introduce the petition of G. W. Dole and others, praying an act of incorporation to build a bridge across the Little Calumet river;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Pruyn, Mitchell and Allen of Green, be that committee.

Mr. Edwards from the committee on Seminary, School Lands and Education,

Reported a bill entitled,

"An act to incorporate the Princeton Seminary;"

Which was read, and

Ordered to a second reading.

Mr. Parker from the select committee, to which had been referred the petitions of sundry citizens of Clark county praying the location of a certain road therein named;

Reported a bill entitled,

"An act for a state road from Darwin in Clark county, to State line of Indiana in a direction to Terre Haute;"

Which was read, and

Ordered to a second reading.

Mr. Owen moved the adoption of the following resolution, viz:

Resolved, That the Governor be requested to inform the Senate what loan he has made under the act for the construction of the Illinois and Michigan Canal, upon what terms, and in what Bank has been deposited the evidences of said loan, and to what purpose the premium on said loan if any, has been applied.

Which was,

On motion of Mr. Servant,

Laid on the table.

Mr. Hacker moved the adoption of the following resolution, viz:

Resolved, That the committee on the Judiciary, be instructed to enquire into the expediency of so changing the law in relation to runaway slaves, as to require their confinement in the Penitentiary in place of the county jails, and that the

time of confinement be twelve months in place of six weeks as now provided bylaw, and that they have leave to report by bill or otherwise.

Mr. Herndon moved to lay said resolution on the table;
Which was not agreed to.

The question then recurring on the adoption of said resolution,

It was decided in the affirmative by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Allen of McLean, Bond, Browning, Butler, Edwards, Hackelton, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mitchell, O'Rear, Owen, Parrish, Pruyn, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wood and Mr. Speaker.—28.

Those voting in the negative, are

Messrs. Allen of Greene, Borough, Craig, Fletcher, Noel, and Parker.—6.

Mr. Hacker, from the select committee to which had been referred the bill entitled,

“An act concerning deeds executed without this State;”

Reported the same back without amendment.

And thereupon, said bill was

Ordered to be engrossed for a third reading.

Mr. Hamlin asked and obtained leave to introduce a bill entitled,

“An act to incorporate the Peoria Commercial Insurance Company;”

Which was read, and

Ordered to a second reading.

Mr. Turney on leave given, introduced a bill entitled,

“An act to amend an act, entitled an act concerning judgments and executions, approved Jan. 17, 1835;”

Which was read, and

Ordered to a second reading.

On motion of Mr. Ross,

The bill entitled,

“An act to amend an act, concerning public roads,”

Which had been heretofore laid on the table,

Was taken up, and

On motion of Mr. Parrish,

Referred to a select committee.

Ordered, That Messrs. Parrish, Ross and Bond, be that committee.

Mr. Herndon, from the select committee to which had been referred the resolution instructing them to make certain enquiries of the Public Printer, in relation to the printing of documents therein referred to, made the following report, viz:

That they had called upon the public printer and obtained from him the following information, viz:—

That the Canal report will contain about one hundred pages, that about one third or one fourth part of said report is in type and that it may be finished and in readiness for delivery to the Senate by Wednesday next. That the publication of the report cannot be accomplished without a delay of the printing of the Journals, and that if any other business intervenes there must of necessity be a still further delay in the printing of the report. Such being the case and considering the continual accumulation of business in the office of the Public Printer, as well as the pressing importance of immediate action upon the canal report, your committee would recommend that farther aid be procured to expedite the progress of legislation, provided the same can be obtained upon the terms afforded by the Public Printer. And in order to carry into effect the object aforesaid, they would further recommend the adoption of the following resolution, viz:

Resolved, That a committee of three be appointed to contract with the Editor of the Free Press, for assisting in the printing of bills and other documents until the Public Printer shall be ready to execute forthwith, any printing that may be demanded by the Senate, and that said committee be instructed to contract at a price not exceeding that now paid to the Public Printer.

Mr. Noel moved to amend said resolution by striking out in the first line after the words, "*committee of*" the word "*three*" and inserting in lieu thereof "*two from the Senate and three from the House of Representatives.*"

Which was decided in the affirmative by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Allen of Green, Bond, Borough, Butler, Craig, Hackelton, Hamlin, McLaughlin, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe, and Wood.—21.

Those voting in the negative, are
Messrs. Allen of McLean, Browning, Edwards, Fletcher, Gatewood, Herndon, Lane, O'Rear, Ross, Servant, Thomas, Vance, Whiteside of Pope, and Mr. Speaker.—14.

Mr. Gatewood moved to lay the aforesaid report and resolution on the table.

Mr. Bond moved to lay them until the 4th day of July next;

Which was decided in the negative by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Gatewood, Lane, Servant and Vance.—4.

Those voting in the negative, are

Messrs. Allen of G., Allen of M, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Ross, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wood and Mr. Speaker.—32.

The question thereupon recurring upon the motion to lay the said report and resolution on the table,

It was not agreed to.

The question then recurring upon concurring with the committee in said report and the adoption of said resolution;

And decided in the affirmative.

Ordered that the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

Mr. Servant moved that the Senate adjourn;

Which was decided in the negative, by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Allen of Green, Bond, Fletcher, Hacker, Lane, Mitchell, Parrish, Servant, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, and Mr. Speaker.—14.

Those voting in the negative, are

Messrs. Allen of McLean, Borough, Browning, Butler, Craig, Edwards, Gatewood, Hackelton, Hamlin, Herndon, McLaughlin, Murray, Noel, O'Rear, Owen, Parker, Pruyne, Ross, Stadden, Thomas, Weatherford and Wood.—22.

Mr. Stadden moved that the Senate adjourn until two o'clock. P. M.

Which was decided in the negative by ayes and noes as follows, viz:

Those voting in the affirmative, are
Messrs. Allen of McLean, Borough, Browning, Butler, Edwards, Hackelton, Hamlin, Murray, Noel, Owen, Pruyn, Ross, Stadden and Weatherford.—14.

Those voting in the negative, are
Messrs. Allen of Green, Bond, Craig, Fletcher, Gatchwood, Hacker, Lane, McLaughlin, Mitchell, O'Rear, Parker, Parrish, Servant, Thomas, Turney, Vance, Warren, Whiteside of Monro, Whiteside of Pope, Wood and Mr. Speaker.—22.

Mr. Thomas asked and obtained leave to introduce the a bill entitled,

"An act concerning the Public Printer;"

Which was read, and

Ordered to a second reading.

On motion,

The Senate adjourned.

THURSDAY, JANUARY 5, 1837.

Senate met pursuant to adjournment.

Mr. Hamlin asked and obtained leave to introduce the petitions of sundry citizens of Putnam, McLean and Tazewell counties praying the location of a state road;

Which was,

On his motion,

Referred to the committee on Petitions.

Mr. Thomas from the committee on Canal and Canal Lands, to which had been referred the petition of the Trustees of the town of Chicago,

Reported a bill entitled,

"An act granting a lot of land to the town of Chicago for the burial of the dead;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Allen of Green,

Resolved, That the committee on the Judiciary be instructed to enquire into the propriety of so amending the law as to give jurisdiction to Justices of the Peace in all cases of trespass on personal property, and in all cases of Trover and conversion on personal property, and in all cases commenced before them without regard to the amount or nature of the demand, and that they have leave to report by bill or otherwise.

On motion of Mr. Wood,

Resolved, That the committee on the Judiciary, be directed to enquire whether the "act concerning Justices of the Peace and Constables," and the "act concerning judgments and executions," should not be so amended that whenever any person or persons have obtained judgment against their debtor or debtors, before any Justice of the Peace in this State, or any of the Circuit Courts therein, and an execution has issued and returned no property found, that in either case, on filing affidavit, setting forth that any person or persons are indebted to the said judgment debtor, or have any goods or personal effects belonging to such debtor in their possession, that the said justice and several clerks may, in such case issue a scire facias directed to the proper officer, who shall summon the said persons who are debtors or trustees of such judgment debtor, to show cause why judgment should not be had against them for the money, goods or effects in their hands at the time of service of said *sci. fa.*, with such other provisions as may be necessary.

The engrossed bill entitled,

"An act to incorporate the Rockport Canal Company;"

Was read a third time, and

On motion of Mr. Ross,

Referred to a select committee.

Ordered, That Messrs. Ross, Gatewood and Allen of McLean, be that committee.

The engrossed bills of the following titles, viz:

"An act to incorporate the Carthage Female High School, and Teachers Seminary;"

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter deceased;"

"An act to amend an act entitled an act to incorporate the Carlyle Bridge Company;"

T

"An act concerning deeds executed without this State;"

Were severally read the third time and passed.

Ordered that the titles of said bills be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bills entitled,

"An act declaring a certain road herein named, a state road,"

"An act relative to section 16, in town 17 N. and R. 9 west of 3d principal meridian;"

"An act to locate a state road from Peoria by Rome and Chilicothe, to Princeton in Putnam county;"

"An act for a state road from Darwin in Clark county, to the state line of Indiana in direction of Terre Haute;"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act relating to the improvement of the navigation of the Saline River, and for the purposes of preserving the same;"

Was read the second time, and

On motion of Mr. Weatherford,

Laid on the table.

The bill entitled,

"An act to amend an act establishing the courts of county commissioners," approved March 22d, 1819.

Was read the second time, and

On motion of Mr. Fletcher,

Referred to a select committee of five.

Ordered, That Messrs. Fletcher, Browning, Bond, Lane and Mitchell, be that committee.

The bill entitled,

"An act to amend an act, entitled an act concerning judgments and executions," approved Jan. 17, 1835.

Was read the second time.

Whereupon,

Mr. Borough moved to lay the same on the table.

Mr. Lane moved to lay the aforesaid bill on the table until the fourth day of July next;

Which was decided in the negative, by ayes and noes as follows, viz:

Those who voted in the affirmative, are

Messrs. Browning, Fletcher, Lane, Parrish, and Mr. Speaker.—5.

Those who voted in the negative, are

**Messrs. Allen of Green, Allen of McLean, Bond, Borough, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Hern-
don, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen,
Parker, Pruyne, Ross, Servant, Stadden, Thomas, Turney,
Vance, Warren, Weatherford, Whiteside of Monroe, White-
side of Pope, Wight and Wood.—31.**

The question then recurring upon the motion to lay on the table;

It was decided in the negative.

Mr. Thomas moved to commit said bill to the committee of the whole Senate and make it the order of the day for to-mor-row.

Which was not agreed to; and

On motion of Mr. Hacker,

The aforesaid bill was referred to the committee on the Ju-
diciary.

The bill entitled,

**"An act to incorporate the Peoria Commercial Insurance
Company;"**

Was read a second time.

Mr. Parrish moved to add the following to said bill as an amendment, viz:

**"Provided, That nothing herein contained, shall be so con-
strued as to prevent any subsequent legislature from altering,
amending or repealing the same whenever the public good
may require it."** And

On motion of Mr. Hamlin,

The aforesaid bill and proposed amendment,

Were laid on the table.

The bill entitled,

"An act to incorporate the Princeton Seminary;"

Was read the second time, and

On motion of Mr. Hacker,

Laid on the table.

On motion of Mr. Ross,

The Senate adjourned until 2 o'clock P. M.

2 O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills, reported as correctly enrolled,

A resolution of this General Assembly, to our Senators and Representatives in Congress relative to bottom lands of the Kaskaskia river; and also

The resolution relative to the sixteenth section.

The bill entitled,

"An act concerning Public Printing;"

Was read a second time.

Mr. Hacker moved to refer the same to a select committee.

Mr. Fletcher moved an indefinite postponement of the aforesaid bill;

Which was decided in the negative, by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Butler, Fletcher, Lane, Noel, Ross, Vance, Weatherford and Whiteside of Pope.—8.

In the negative,

Messrs. Allen of Green, Bond, Borough, Craig, Edwards, Gatewood, Hackelton, Hacker, Hamlin, Mitchell, Murray, Owen, Parker, Parrish, Servant, Stadden, Thomas, Turney, Warren, Wood and Mr. Speaker.—21.

The question recurring on Mr. Hacker's motion, it was Referred to a select committee.

Ordered, That Messrs. Hacker, Thomas and Herndon, be that committee.

Mr. Ross from the select committee to which had been referred the engrossed bill entitled,

"An act to incorporate the Rockport Canal Company;"

Reported the same back with an amendment;

Which was read and concurred in.

On motion of Mr. Hacker,

Said bill was laid on the table.

On motion of Mr. Murray,

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of so altering or amending the attachment law so as to define the duties of Justices of the Peace on attachments, separate and apart from the present attachment laws.

On motion of Mr. Gatewood,

The bill entitled,

"An act relating to the improvement of the navigation of the Saline River, and for the purpose of preserving the same;"

Heretofore laid on the table,

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Gatewood, Wood and Whiteside of Pope, be that committee.

The bills from the House of Representatives, of the following titles, viz:

"An act to re-locate a part of the state road leading from Paris to Decatur;"

"An act re-locating parts of the state road leading from Springfield to Decatur;"

"An act to incorporate the Quincy Academy;"

"An act to incorporate the Pekin Hotel Company;"

"An act to incorporate the Canton College of Illinois;"

"An act for the relief of the heirs of Mason Payne and Michael Dillow;"

"An act to change the name of Free Frank;"

Were severally read, and

Ordered to a second reading.

The bill from the House of Representatives entitled,

"An act supplemental to an act concerning public roads," approved Feb. 3, 1835.

Was read, and

Ordered to a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title; and

On motion of Mr. Thomas,

The further consideration of said bill was indefinitely postponed.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill from the Senate, entitled

"An act to amend an act for the appointment of Notaries Public," approved Dec. 30, 1828.

Were read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Thomas,

The consideration of the resolution from the House of Representatives, having for its object the appointment of a joint select committee to draft a memorial to Congress in relation to the passage of a law securing a mail route from Maysville in Clay county, to Louisville in said county, &c.;

Was indefinitely postponed.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Gatewood,

The preamble and resolutions from the House of Representatives instructing our Senators and requesting our Representatives in Congress to use their united efforts to procure the passage of a law of Congress, granting pre-emption rights to citizens of this State to portions of the unsold prairie lands in certain cases and upon certain conditions;

Were laid upon the table until the 4th day of July next;

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Fletcher,

The resolution from the House of Representatives, instructing our Senators and requesting our Representatives in Congress, to use their influence to procure the passage of a law to allow members of the General Assembly of this State, the franking privilege in certain cases;

Was laid on the table until the 1st Monday in December next.

Ordered, That the Secretary inform the House of Representatives thereof.

The memorial and resolutions from the House of Representatives, on the subject of extending the provisions of the pension act of 7th June, 1832,

Were read and their adoption by the House of Representatives concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The memorial from the House of Representatives, relative to granting alternate sections of the bottom lands on the Illinois river, was read;

And thereupon,

Mr. Gatewood moved that it be laid on the table;

Which was decided in the negative.

The question being then put upon concurring with the House of Representatives in the adoption of said memorial;

It was decided in the affirmative, by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Allen of Green, Allen of McLean, Bond, Borough, Butler, Craig, Edwards, Gatewood, Hacker, Hamlin, Hernon, Lane, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyn, Ross, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wood and Mr. Speaker.

In the negative,

Messrs. Browning, Fletcher and Servant.—3.

Ordered, That the Secretary inform the House of Representatives thereof.

MR. SPEAKER laid before the Senate, a communication from the Auditor of Public Accounts, in answer to resolutions of the Senate on the subject of taxable lands, and School Lands;

And,

On motion of Mr. Thomas,

The reading thereof was dispensed with, and said communication was

Referred to the committee on Finance.

On motion,

The Senate adjourned.

FRIDAY, JANUARY 6, 1837.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported, That on yesterday they had delivered to the Governor the memorial to Congress in relation to the consent of Congress to the repeal of the compact between the General Government and this State, exempting lands from taxation for five years; and

The resolutions to our Senators and Representatives in Congress, on the same subject.

Also a resolution relative to bottom lands on the Kaskaskia river; and

A resolution relative to the 16th section.

Mr. Gatewood asked and obtained leave to introduce the petition of sundry citizens of Gallatin and White counties, relative to forming a new county of the same;

Which was,

On his motion,

Referred to the committee on Petitions.

Mr. Gatewood from the select committee to which had been referred the bill entitled,

"An act for the improvement of the navigation of the Saline river, and preserving the same;"

Reported the same with an amendment,

Which was read, and concurred in; and

On motion of Mr. Thomas,

Laid on the table.

Mr. Parrish from the select committee to which had been referred the bill entitled,

"An act to amend an act entitled an act, concerning public roads;"

Reported the same back with an amendment;

Which was read and concurred in, by ayes 30, and noes 7.

Those voting in the affirmative, are

Messrs. Allen of Green, Allen of McLean, Borough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Herndon, Mitchell, Murray, O'Rear, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, and Wight.

In the negative,

Messrs. Fletcher, Gatewood, Lane, McLaughlin, Noel, Wood and Mr. Speaker.

Ordered, That said bill be engrossed for a third reading as amended.

Mr. Hacker from the committee on State Roads, to which had been referred the petition of sundry citizens of Tazewell and Putnam counties, praying the location of a state road from Washington in Tazewell county, to Columbia in Putnam county;

Reported a bill entitled,

"An act to locate a state road from Washington in Tazewell county, to Columbia in Putnam county;"

Which was read, and

***Ordered* to a second reading.**

Mr. Hacker, from the select committee to which had been referred the bill entitled,

"An act concerning Public Printing;"

Reported said bill back with an amendment;

Which was read.

Whereupon,

Mr. Herndon moved to amend said bill by striking out the 3d section thereof; and

On motion of Mr. Whiteside of Monroe,

The aforesaid bill and proposed amendment were committed to the committee of the whole Senate, and made the order of the day for to-morrow.

On motion of Mr. Hamlin,

The bill entitled,

"An act to incorporate the Peoria Insurance and Commercial Company;"

With a proposed amendment heretofore laid on the table, Was taken up,

And thereupon,

The question recurring upon the adoption of said amendment;

It was decided in the negative—Ayes 13.—Noes 24.

Those voting in the affirmative, are

Messrs. Allen of Green, Craig, Hackelton, Hacker, Herndon, McLaughlin, Noel, Parker, Parrish, Pruyn, Stadden, Weatherford and Wood.

Those voting in the negative, are

Messrs. Allen of McLean, Bond, Borough, Browning, Butler, Edwards, Fletcher, Hamlin, Lane, Mitchell, Murray, O'Rear, Owen, Reilly, Ross, Servant, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Mr. Speaker.

And thereupon, said bill was

***Ordered* to be engrossed for a third reading.**

On motion of Mr. Ross,

The engrossed bill entitled,

"An act to incorporate the Rockport Canal Company;"

Which had heretofore been laid on the table,

Was taken up and passed by Ayes 29, and Noes 8.

Those voting in the affirmative, are

Messrs. Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Gatewood, Hackelton, Hamlin, Herdon, McLaughlin, Mitchell, Murray, O'Rear, Owen, Pruyne, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Mr. Speaker.—29.

Those voting in the negative, are

Messrs. Allen of Green, Hacker, Lane, Noel, Parker, Parrish, Weatherford and Wood.—8.

On motion of Mr. Ross,

The title of the said bill was amended by inserting after the word Rockport "*and Mississippi,*"

Whereupon,

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Thomas,

The vote taken yesterday to refer the Auditor's report in answer to certain resolutions from the Senate, relative to taxable lands and school lands, to the committee on Finance,

Was re-considered; when

Mr. Thomas moved to lay said document on the table, and that 400 copies thereof be printed.

Whereupon,

On motion of Mr. Whiteside of Monroe,

Ordered, That the document be laid on the table and 500 copies thereof be printed for the use of the Senate.

On motion of Mr. Hamlin,

The bill entitled,

"An act to incorporate the Princeton Seminary;"

Heretofore laid on the table, was taken up, and

Referred to a select committee.

Ordered, That Messrs. Hamlin, Edwards and Hacker, be that committee.

On motion of Mr. Parrish,

Resolved, That the Auditor of Public Accounts report to the Senate, whether or not upon the order of the commissioners' courts of Franklin and Jackson counties, the sum of one thousand dollars is not subject to draft by warrant from his office, viz: the sum of five hundred dollars to Franklin county, and the like sum of five hundred dollars to Jackson county, appropriated from the avails arising from the sale of the thirty

thousand acres of the Gallatin Saline Reserve, approved Feb. 15, 1827, and same amended and continued by an act approved December 19th 1823, which act made the one thousand dollars to Franklin and Jackson counties payable out of the next avails after fifteen thousand dollars was realized, and that the Auditor report whether or not, the amount has been realized from the sale of said lands, sufficient to secure the above named appropriation to Franklin and Jackson counties, and the reason the same has not been paid said counties; also, abstracts from the reports of sales made to his office since the 1st December last.

The engrossed bills of the following titles, viz:

"An act declaring a certain road herein named, a state road;"

"An act relative to section 16 in township 17 north, and range 9 west of the 3d principal meridian;"

"An act to locate a state road from Peoria by Rome and Chilicothe to Princeton in Putnam county;"

"An act for a state road from Darwin in Clark county, to State line of Indiana in the direction of Terre Haute;"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bills.

The bill entitled,

"An act granting a lot of land to the town of Chicago for the burial of the dead."

Was read a second time, and

Ordered to be engrossed for a third reading.

The bills from the House of Representatives of the following titles, viz:

"An act to re-locate a part of the state road leading from Paris to Decatur;" and

"An act re-locating parts of the state road leading from Springfield to Decatur."

Were severally read the second time, and

Ordered to a third reading.

The bill from the House of Representatives, entitled,

"An act to incorporate the Quincy Academy;"

Was read a second time, and

On motion of Mr. Browning,

Referred to a select committee.

Ordered, That Messrs. Browning, Borough and Thomas, be that committee.

The bill from the House of Representatives, entitled,
"An act to incorporate the Pekin Hotel Company;"

Was read a second time, and

On motion of Mr. Mitchell,

Referred to a select committee.

Ordered, That Messrs. Mitchell, Murray and Stadden, be that committee.

The bill from the House of Representatives, entitled,

"An act to incorporate the Canton College of Illinois;"

Was read a second time, and

On motion Mr. Hackelton,

Referred to a select committee.

Ordered, That Messrs. Hackelton, Pruyn and Reilly, be that committee.

The bill from the House of Representatives, entitled,

"An act for the relief of the heirs of Mason Payne and Michael Dillow;"

Was read a second time, and

On motion of Mr. Allen of McLean,

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, O'Rear and Owen, be that committee.

The bill from the House of Representatives, entitled,

"An act to change the name of Free Frank;"

Was read a second time, and

On motion of Mr. Ross,

Referred to a select committee.

Ordered, That Messrs. Ross, Warren and Wood, be that committee.

On motion of Mr. Gatewood,

The bill entitled,

"An act for the improvement of the navigation of the Saline river, and preserving the same;"

Heretofore laid upon the table; was taken up,

And recommitted to the same select committee to which it had been heretofore referred with instructions to report the facts in relation thereto.

On motion of Mr. Hacker,

The bill entitled,

"An act to incorporate the Cairo City and Canal Company;"

Heretofore laid on the table;
 Was taken up, and
 Referred to a select committee.

Ordered, That Messrs. Hacker, Thomas and Butler, be that committee.

On motion of Mr. Thomas,

The memorial on the subject of pre-emption rights on the public lands, heretofore laid upon the table;

Was taken up for consideration.

Mr. Thomas moved that the consideration of said memorial be indefinitely postponed;

Which was decided in the negative by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Bond, Browning, Edwards, Hamlin, Servant, Thomas, Vance and Mr. Speaker.—8.

Those voting in the negative, are

Messrs. Allen of Green, Allen of McLean, Borough, Butler, Gatewood, Hackelton, Hacker, Lane, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Stadden, Turney, Warren, Weatherford, White-side of Pope, Wight and Wood.—27.

The question was then put upon the adoption of said memorial,

And decided in the affirmative.

Ordered that the Secretary inform the House of Representatives of the adoption of said memorial, and ask their concurrence therein.

On motion,

The Senate adjourned.

SATURDAY, JANUARY 7, 1837.

The Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported as correctly enrolled, a bill entitled,

"An act to establish the county seat of Iroquois county;"

The memorial to Congress relative to the bottom lands on the Illinois river;

And the memorial and resolutions to Congress relative to Pensions.

Mr Thomas, from the committee on Finance, who were instructed by a joint resolution of the two Houses, together with the committee on Finance of the House of Representatives, to examine the Auditor's and Treasurer's office, reported as follows, viz:

It appears that the receipts into the Treasury from the 30th November 1835, to the 3d of December 1836, amount to one hundred and seventy thousand four hundred and sixty two dollars thity-four cents, including the amount which remained in the Treasury on the 30th November 1835. The payments out of the Treasury during the above period, amount to eighty-five thousand, three hundred and twenty-one dollars forty cents, which leaves a balance in the Treasury on the 3d of December 1836, of eighty-five thousand, one hundred and forty dollars thirty seven cents; this balance has been paid over by the late Treasurer, to Charles Gregory the present Treasurer. The reports of the Auditor and Treasurer show from what source the money was received, and the account of its disbursement. The books and accounts of the two officers are kept in the form and manner required by law; the entrys are made in regular order.

The committee beg leave to remark, that by the present organization of the offices and the operation of the laws, there is no check upon the Auditor's Office. His books must be assumed to be correct in any examination by a committee; but this remark is not made from any belief or impression that any errors or omissions have occurred in that office.

The Auditor settles all accounts in favor of and against the State, and directs the Treasurer to receive or pay money as the case requires. He obtains the *Transcripts* of lands subject to taxation, and enters them upon his books. If it be supposed that he has improperly allowed any account, that question is casily ascertained by reference to the account and the law under which it is allowed. But if a question should arise as to whether any lot of land in the state, subject to taxation had been listed by the Auditor, this question could only be decided by reference to the original transcripts of lands furnished the

Auditor by the Land Officers of the United States; to examine and compare all of these transcripts, would require more time and labor than any committee could perform during a session of the General Assembly.

The twentieth section of the act entitled, "An act to consolidate the acts relative to the Auditor and Treasurer and election of Attorney General," approved March 2, 1833, is in these words, "The Treasurer shall cause to be made out a duplicate of the books in the Auditor's office, containing a description of all the lands in this State, subject to taxation, and shall enter opposite to each tract in the same manner as the Auditor, a credit for the taxes on each tract, when the same are paid. It shall be his further duty to procure from the Auditor, the lists from the several counties, and credit the taxes paid in the respective counties in the same manner as the Auditor now enters the same." This section was doubtless intended to make the Treasurer's office operate as a check upon the Auditor's in regard to the payment of taxes upon land, but it has no such effect; the *time when* the Treasurer shall procure the list from the Auditor is not fixed;—the *time when* the Treasurer shall give the credit is not fixed. When taxes are paid into the State Treasury, the Treasurer can make the entries because the tax receipts are signed by him; but if they are paid in the county, where the land lies and are subsequently paid into the State Treasury, the Auditor directs the Treasurer to receive from the collecting officer the aggregate amount of taxes collected without specifying or describing the lots of land on which the taxes have been collected. It is therefore impossible for the Treasurer to make the entries at the time the taxes are paid. The Auditor is no where required to furnish the list of lands to the Treasurer on which taxes are paid in the counties, and if he was, the Treasurer's books would be no further a check upon the Auditor, than the Auditor might think proper to make them. If the revenue laws remain as they are, the section of law referred to might as well be repealed, but as the subject of a general revision of those laws is now before the General Assembly, it is supposed that the laws will be so altered as to make the section operative, or that it will be repealed. The committee will remark in conclusion that they are satisfied with the manner in which the books and accounts in both offices have been kept and with the manner in which the duties of the

offices have been performed; they would further remark that the penalty of the Treasurer's bond is only \$50,000, and unless provision is made for the safe keeping of the public money in some place other than the Treasurer's office, the penalty of the bond should be changed before another Treasurer enters upon the duties of the office.

Which was read, and

On motion of Mr. Thomas,

Was laid on the table.

Mr. Owen from the committee on Petitions, to which had been referred the petition of sundry citizens of Hancock county, praying for a charter to build a bridge across the Mississippi river at the Des Moines Rapids;

Reported a bill entitled,

"An act to incorporate the Mississippi Des Moines Rapids Bridge Company;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of Augustus Langworthy and others:

Reported a bill entitled,

"An act to locate a state road from Enterprise in La Salle county, to Knoxville in Knox county;

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of sundry citizens of Putnam, McLean and La Salle counties, praying the location of a state road;

Reported a bill entitled,

"An act to locate a state road from Windsor to Bloomington;"

Which was read, and

Ordered to a second reading.

Mr. Browning from the select committee, to which had been referred the bill entitled,

"An act to incorporate the Quincy Academy;"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered, That said bill be read a third time as amended.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—I am directed to inform the Senate that the the House of Representatives have passed bills of the following titles, viz:

“An act to change the name of the town of Columbia.”

“An act for the relief of Samuel G. Beckley, administrator of the estate of Isam Cook deceased.”

“An act to incorporate the town of Whitehall and for other purposes.”

“An act to change the name of the town of Liberty.”

“An act to locate a state road from Macomb to the Mississippi river opposite Burlington.”

“An act to appoint Commissioners to locate a state road from William Crow’s to Jacksonville.”

“An act for the benefit of Thomas T. Woods, infant heir of John Woods deceased;”

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill from the Senate, entitled,

“An act to locate a state road from Shelbyville in Shelby county, to Danville in Vermilion county.”

They have laid upon the table until the 1st day of the next General Assembly, the resolution from the Senate providing for the appointment of a joint select committee to contract with the editor of the “*Free Press*,” to assist in the printing of bills &c.

And he withdrew.

Mr. Ross from the select committee, to which had been referred the bill from the House of Representatives, entitled,

“An act to change the name of Free Frank;”

Reported the same back with an amendment;

Which was read and concurred in;

And thereupon said bill was

Ordered to a third reading as amended.

Mr. Turney, from the committee on the Judiciary, to which had been referred the bill entitled,

“An act to amend an act, entitled an act concerning judgments and executions, approved Jan. 17, 1835;”

Reported the same back with an amendment,

Which was read, and thereupon

On motion of Mr. Gatewood,

Said amendment was amended by striking out all after the enacting clause of said bill, and inserting the following in lieu thereof, viz:

"That hereafter it shall not be necessary for the Sheriff to cause the land or other property, of any defendant in execution, to be valued before sale.

Sec. 2. That hereafter in all cases where lands have been sold by virtue of any execution or special *fe fa*, and shall not be redeemed by the defendant within twelve months from such sale, and the same shall be redeemed by a judgment creditor, he shall cause the same to be sold on his execution; and he shall credit his judgment with the amount that the same shall bring over and above the redemption money, and the Sheriff or other officer shall make a deed to the purchaser, upon the payment of such second purchase money, and the Sheriff shall only receive his commission upon such excess."

Mr. Fletcher moved to lay said bill and proposed amendment upon the table until the 4th day of July next;

Which was not agreed to.

Mr. Owen moved to amend the proposed amendment, by striking out second section.

On motion of Mr. Bond,

Said bill and proposed amendments, were

Referred to a select committee of five.

Ordered, That Messrs. Bond, Gatewood, Thomas, Owen and O'Rear, be that committee.

Mr. Gatewood, from the committee on the Judiciary, to which had been referred the bill entitled,

"An act to re-locate the State Penitentiary," together with the title papers to the lot of land on which said Penitentiary now stands,

Reported the same back without amendment, and also reported,

That they have had the same under consideration, and do not think the question raised by the expression in the deed sufficiently grave to warrant an elaborate opinion, and even if it were a matter of serious doubt, it might be improper so to do, with a due regard to individual rights. But since *legislative action* may in a great measure depend upon the opinion of your committee, they submit as their opinion that the State may, if policy should require it, dispose of the property in the deed

mentioned from Russell to the State in fee simple, and make and execute such deeds as will pass the estate in fee simple, absolute to the purchaser; and that they cannot see from the language of the deed, that Russell has any reversionary interest whatever, in the premises mentioned in said deed.

On motion of Mr. Edwards,
Said bill, accompanying deed and report,
Were laid on the table.

Mr. Hamlin from the select committee to which had been referred the bill entitled,

"An act to incorporate the Princeton Seminary;"

Reported the same back with an amendment;

Which was read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

On motion of Mr. Hacker,

Resolved, That all resolutions hereafter introduced in the Senate, shall lie one day on the table, unless two thirds of the Senate dispense with this rule.

Mr. Butler on leave given, introduced a bill entitled,

"An act to incorporate the Illinois Beet Sugar Manufacturing Company;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, asked and obtained leave to introduce a bill entitled,

"An act to appropriate two hundred thousand dollars to be divided between the several counties in the State, according to population;"

Which was read, and

Ordered to a second reading.

The engrossed bills of the following titles, viz:

"An act to amend an act concerning public roads;"

"An act to incorporate the Peoria Commercial Insurance Company;" and

"An act granting a lot of land to the town of Chicago for the burial of the dead;"

Were severally read the third time and passed.

Ordered that the titles of said bills be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The bills from the House of Representatives, of the following titles, viz:

"An act to re-locate a part of the state road leading from Paris to Decatur;" and

"An act re-locating parts of the state road leading from Springfield to Decatur;"

Were severally read the third time and passed.

***Ordered*, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.**

The bill entitled,

"An act to locate a state road from Washington in Tazewell county, to Columbia in Putnam county;"

Was read the second time, and

***Ordered* to be engrossed for a third reading.**

On motion of Mr. Thomas,

The resolution relative to the election of Auditor, Treasurer and Attorney General, and the amendments of the House of Representatives thereto,

Heretofore laid upon the table,

Were taken up for consideration;

And thereupon,

The said amendments were concurred in, except so much thereof, as relates to the election of Attorney General, which were not concurred in.

***Ordered*, That the Secretary inform the House of Representatives thereof.**

The bills from the House of Representatives of the following titles, viz:

"An act to change the name of the town of Columbia;"

"An act for the relief of Samuel G. Beckley administrator on the estate of Isam Cook deceased;"

"An act to incorporate the town of Whitehall and for other purposes;"

"An act to change the name of the town of Liberty;"

"An act to locate a state road from Macomb to the Mississippi river opposite Burlington;"

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;" and

"An act for the benefit of Thomas T. Woods infant heir of John Woods deceased;"

Were severally read, and

***Ordered* to a second reading.**

On motion,

The Senate adjourned.

MONDAY, JANUARY 9, 1837.

Senate met pursuant to adjournment.

Mr. Noel asked and obtained leave to introduce the petition of James M. and P. Miller, praying an act authorising them to sell certain lands therein named;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Butler, on leave given, introduced the petition of sundry citizens of Knox county, praying for the incorporation of a manual Labor College in said county;

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Butler, Ross and Edwards, be that committee.

Mr. Ross asked and obtained leave to introduce the petition of sundry citizens of Pike county, praying for viewers to be appointed to view and re-locate the state road from the Illinois river opposite Naples to Quincy in Adams county;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Butler, on leave given, introduced the petition of sundry citizens of Knox county, praying for the location of a state road from Peoria to Oquawka;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Mills on leave given, introduced the petition of sundry citizens of Edwards county, praying an appropriation to build a bridge across the Bon Pas creek on the mail route from Mount Carmel to Albion in Edwards county;

Which was read, and

On his motion,

Referred to the committee on Internal Improvements.

Mr. Mills asked and obtained leave to introduce the petition of sundry citizens of Edwards county, asking an appropriation for the improvement of the navigation of the Little Wabash River;

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Mills, Parker and Reilly, be that committee.

Mr. Mills asked and obtained leave to introduce the petition of sundry citizens of Edwards county, praying for an appropriation to improve the navigation of the Great Wabash river;

Which was read, and

On his motion,

Referred to the committee on Internal Improvements.

Mr. Mills on leave given, introduced the petition of sundry citizens of Edwards county, praying the distribution of the School Fund;

Which was read.

Mr. Mills moved to refer the petition aforesaid to a select committee of five.

Mr. Thomas moved to refer said petition to the committee on Seminary, School Lands and Education;

Which was not agreed to.

Whereupon,

The question recurring on the motion to refer the said petition to a select committee of five;

It was decided in the affirmative.

Ordered, That Messrs. Mills, Mitchell, Allen of McLean, Ross and Allen of Green, be that committee.

Mr. Stadden asked and obtained leave to introduce the petition of sundry citizens of La Salle and Ogle counties, for a state road from Ottawa north, to intersect the Galena and Peoria state road;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Herndon, on leave given, introduced the petition of sundry citizens of Sangamon county for the re-location of a certain state road;

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Herndon, Maxwell and O'Rear, be that committee.

Mr. Browning on leave given, introduced the petition of John B. Chittenden and others, praying for the passage of a

law to authorize the executors or administrators of Daniel Benton, deceased, to make conveyances for real estate;

Which was read, and

On his motion,

Referred to the committee on the Judiciary.

Mr. Gatewood from the committee on the Judiciary, to which had been referred the petition of Mary Walker and others,

Reported a bill entitled,

"An act for the relief of Solomon and John Walker, and others;"

Which was read, and

Ordered to a second reading.

Mr. Herndon, on leave given, introduced the petition of sundry citizens of Sangamon, Morgan and Adams counties, for a turnpike road from Quincy in Adams county, to Springfield;

Which was read, and

On motion of Mr. Weatherford,

Laid on the table.

Mr. Thomas, from the committee on the Judiciary, to which had been referred a resolution to regulate the mode of proceeding on attachment before Justices of the Peace,

Reported a bill entitled,

"An act to regulate proceedings by attachment before Justices of the Peace;"

Which was read, and

Ordered to a second reading.

Mr. Fletcher from the select committee, to which had been referred the bill entitled,

"An act to amend an act entitled an act, establishing the courts of county commissioners," approved March 22d, 1819.

Reported the same back without amendment.

Whereupon,

The question was put upon ordering said bill to be engrossed for a third reading,

And decided in the negative, by ayes and noes as follows, viz:

Those voting in the affirmative, are

Messrs. Browning, Butler, Edwards, Fletcher, Hamlin, Herndon, Maxwell, Mitchell, O'Rear, Owen, Reilly, Ross, Servant, Stadden, Thomas, Vance and Warren.—17.

In the negative,

Messrs. Allen of Green, Bond, Borough, Craig, Hackelton, McLaughlin, Mills, Murray, Noel, Parker, Parrish, Pruyne, Turney, Weatherford, Whiteside of Pope, Wood and Mr. Speaker.—17.

Mr. Servant moved the adoption of the following resolution, viz:

Resolved, That the committee on the Judiciary, be instructed to enquire into the expediency of so amending the Probate law, as to enable the Judge of Probate to prove any account that they may have against the estates of deceased persons, before some other tribunal, than the one now required by law, and that they report by bill or otherwise;

Which was read.

And thereupon,

Mr. Thomas moved to dispense with the rule of the Senate requiring said resolution to lie upon the table one day;

Which was decided in the negative.

And accordingly said resolution was ordered to lie one day on the table.

Mr. Wood moved the adoption of the following resolution, viz:

Resolved, That the committee on Finance, be instructed to enquire into the expediency of passing a law to prevent the circulation of any Bank note in this State of a less denomination than five dollars;

Which was read, and

Ordered to lie on the table one day.

The engrossed bills of the following titles, viz:

"An act to locate a state road from Washington in Tazewell county to Columbia in Putnam county;" and

"An act to incorporate the Princeton Seminary;"

Were severally read a third time and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act to change the name of Free Frank;" and

"An act to incorporate the Quincy Academy;"

Were severally read a third time as amended, and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Represen-

tatives of the passage of said bills and ask their concurrence in the amendments of the Senate thereto.

The bill entitled,

"An act to incorporate the Mississippi & Des Moines Rapids Bridge Company;"

Was read the second time, and

On motion of Mr. Browning,
Said bill was laid on the table.

The bill entitled,

"An act to locate a state road from Enterprise in La Salle county, to Knoxville in Knox county;

Was read the second time, and

On motion of Mr. Butler,
Referred to a select committee.

Ordered, That Messrs. Butler, Stadden and Vance, be that committee.

The bill entitled,

"An act to locate a state road from Windsor to Bloomington;"

Was read the second time, and

On motion of Mr. Hamlin,
Referred to a select committee.

Ordered, That Messrs. Hamlin, Allen of McLean, and Borough, be that committee.

The bill entitled,

"An act to incorporate the Illinois Beet Sugar Manufacturing Company;"

Was read a second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act to appropriate two hundred thousand dollars to be divided between the several counties in the State according to population;"

Was read a second time, and

On motion of Mr. Turney,

Was laid on the table.

The bills from the House of Representatives of the following titles, viz:

"An act to change the name of the town of Columbia;"

"An act to incorporate the town of Whitehall and for other purposes;"

"An act to change the name of the town of Liberty;"
and,

"An act for the benefit of Thomas T. Woods, infant heir of John Woods deceased;"

Were severally read the second time, and

Ordered to a third reading.

The bill from the House of Representatives, entitled,

"An act for the relief of Samuel G. Beckley, administrator on the estate of Isam Cook deceased;"

Was read a second time, and

On motion of Mr. Vance,

Said bill was laid on the table.

The bill from the House of Representatives, entitled,

"An act to locate a state road from Macomb to the Mississippi river opposite Burlington;"

Was read a second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Owen and Weatherford, be that committee.

The bill from the House of Representatives, entitled,

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;"

Was read a second time, and

On motion of Mr. Thomas,

Referred to a select committee.

Ordered, That Messrs. Thomas, O'Rear and Weatherford, be that committee.

Mr. Bond moved for adoption, the following resolution, viz:

Resolved, That the committee on Finance be instructed to enquire into the expediency of making the Judge of Probate a salary officer, and that they report by bill or otherwise.

Ordered, That said resolution lie one day on the table.

Mr. Weatherford asked and obtained leave to introduce the following bill, viz:

"An act to amend an act to regulate the apprehension of offenders and for other purposes," approved Jan. 6, 1827;

Which was read, and

Ordered to a second reading.

On motion of Mr. Vance,

The bill entitled,

"An act concerning a state road from Albion to Maysville;"

Heretofore laid on the table;

Was taken up, and

**On motion of Mr. Mills,
Referred to a select committee.**

Ordered, That Messrs. Mills, Reilly and Vance, be that committee.

On motion of Mr. Mills.

The engrossed bill entitled,

"An act declaring a certain county road to be a state road;"

Heretofore laid upon the table; was taken up and passed.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion Mr. Mills,

The vote heretofore taken on ordering a bill entitled,

"An act to amend an act entitled an act establishing the courts of county commissioners," approved March 22, 1819, to be engrossed for a third reading,

Was re-considered;

And thereupon,

On motion of Mr. Servant,

Said bill was laid on the table.

Mr. Hackelton from the committee on Enrolled Bills, reported as correctly enrolled, a bill of the following title, viz:

"An act to amend an act entitled an act, for the appointment of Notaries Public," approved Dec. 30, 1828.

On motion,

The Senate adjourned.

TUESDAY, JANUARY 10, 1837.

Senate met pursuant to adjournment.

A message from the Governor by Mr. Field, Secretary of State:

MR. SPEAKER,—I am directed by the Governor to lay before the Senate a written communication.

And he withdrew.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives have concurred with them in the passage of bills of the following titles, viz:

“An act in relation to the title of School and Canal Lands;”

“An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county;”

“An act declaring certain roads herein mentioned, state roads;”

“An act to amend an act entitled, an act concerning the towns of Pittsfield and Chester;” and

“An act to change the name of Watson James Filley.”

They have passed bills of the following titles, viz:

“An act to locate and establish a state road from the State line of Indiana, to Catfish Point in the county of Edgar.”

“An act for the relief of Polly Walters administratrix and John Ellis administrator of Hiram Walters deceased.”

“An act permanently establishing the Appalonia district in Morgan county, and for other purposes.”

“An act to amend an act to license and regulate taverns.”

“An act for the relief of the minor heirs of James Marshall deceased.”

“An act to locate a state road in the county of Edgar.”

“An act allowing compensation to Judges and Clerks of elections in certain cases.”

“An act concerning the town of Exeter in Morgan county.”

“An act to define the extent of possession in cases of settlement on public lands.”

“An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem.”

“An act to incorporate the Lacon Academy.”

“An act to legalize the incorporation of Pekin.”

“An act to legalize certain process in the 3d Judicial circuit;” and

“An act to make the Clerks of the county commissioners’ courts, County Treasurers, Public Administrators, and Notaries Public, elective by the people.”

In the passage of which several bills, they ask the concurrence of the Senate.

They have adopted the following resolution, viz:

Resolved, That a joint committee of both Houses be appointed to draft a memorial to Congress, praying that the right of pre-emption for the term of ten years be granted to the state of Illinois, on all unoccupied lands, lying within three miles on either side of all her contemplated works of Internal Improvement. Provided, That this right shall not extend to any other than those works actually commenced by the State; and have appointed

Messrs. Hogan, Madden and Linder, the committee on their part.

In the adoption of which, they ask the concurrence of the Senate.

And he withdrew.

Mr. Hackelton from the committee on Enrolled Bills reported as correctly enrolled, bills of the following titles, viz:

"An act to re-locate a part of the state road leading from Paris to Decatur;" and

"An act re-locating parts of the state road leading from Springfield to Decatur."

Mr. Ross asked and obtained leave to present the petition of sundry citizens of Pike county, praying the incorporation of a company to construct a turnpike road from Quincy to Springfield;

Which was,

On his motion,

Referred to the committee on Petitions.

On motion of Mr. Browning,

The petition of sundry citizens of Sangamon county, in relation to the construction of said road from Quincy to Springfield;

Heretofore laid on the table,

Was taken up, and

Referred to the committee on Petitions.

Mr. Butler from the select committee, to which had been referred the petition of sundry citizens of Knox county, praying for the incorporation of a Manual Labor College in said county;

Reported a bill entitled,

"An act to incorporate the Knox Manual Labor College;"

Which was read, and

Ordered to a second reading.

Mr. Owen from the committee on Petitions, to which had been referred the petition of sundry citizens of Pike coun-

ty, praying the review of a state road from the Illinois river opposite Naples to Quincy,

Reported a bill entitled,

"An act to re-view a state road from opposite Naples to Quincy in Adams county;"

Which was read, and

Ordered to a second reading.

Mr. Turney from the committee on the Judiciary, to which had been referred the bill entitled,

"An act authorizing Executors and Administrators to execute Deeds in certain cases;"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

Mr. Turney asked and obtained leave to introduce a bill entitled,

"An act to amend an act entitled an act, concerning public roads," approved Feb. 3, 1835;

Which was read, and

Ordered to a second reading.

Mr. Butler asked and obtained leave to introduce a bill entitled,

"An act to organize Henry county;"

Which was read, and

Ordered to a second reading.

Mr. Browning on leave given, introduced a bill entitled,

"An act concerning Landlords and Tenants;"

Which was read, and

Ordered to a second reading.

Mr. Mitchell on leave given, introduced a bill entitled,

"An act to incorporate the Hanover College in Tazewell county;"

Which was read, and

Ordered to a second reading.

Mr. Ross moved for adoption, the following resolution, viz:

Resolved, That the committee on Seminaries, School Land and Education be and they are hereby required to revise and condense the existing school laws into one act, and report a bill incorporating all the existing provisions of said laws, as soon as the convenience of said committee will admit.

Which was read, and

Ordered to lie on the table one day.

Mr. Butler on leave given, introduced a bill entitled,
 "An act to locate a state road from Henderson in Knox
 county, to Morristown in Henry county;"

Which was read, and

Ordered to a second reading.

The engrossed bill entitled,

"An act to incorporate the Illinois Beet Sugar Manufactur-
 ing Company;"

Was read a third time and passed.

Ordered that the title of said bill be as aforesaid, that the
 Secretary inform the House of Representatives thereof, and
 ask their concurrence therein.

The bills from the House of Representatives, of the follow-
 ing titles, viz:

"An act to change the name of the town of Columbia;"

"An act to incorporate the town of Whitehall and for other
 purposes;" and

"An act to change the name of the town of Liberty;"

Were severally read the third time and passed.

Ordered, That the titles of said bills be respectively as afore-
 said, and that the Secretary inform the House of Representa-
 tives thereof and ask their concurrence therein.

The bill from the House of Representatives, entitled,

"An act for the benefit of Thomas T. Woods infant heir of
 John Woods deceased;"

Was read the third time, and

On the question being put on the passage of said bill,

It was decided in the negative.

Ordered, That the Secretary inform the House of Represen-
 tives thereof.

The bill entitled,

"An act for the relief of Solomon and John Walker, and
 others;"

Was read a second time, and

On motion of Mr. Thomas,

Laid on the table.

The bill entitled,

"An act to amend an act to regulate the apprehension of
 offenders, and for other purposes," approved Jan. 6, 1827;

Was read a second time, and

On motion of Mr. Turney,

Referred to the committee on the Judiciary.

The bill entitled,

“An act to regulate proceedings by attachment before Justices of the Peace;”

Was read a second time, and

On motion of Mr. Herndon,

Amended by striking out the word “fifty” in the first section, and inserting in lieu thereof “one hundred.”

Whereupon,

On motion of Mr. Murray,

Said bill was referred to a select committee.

Ordered, That Messrs. Murray, Thomas and Parrish, be that committee.

The resolution introduced yesterday by

Mr. Servant, instructing the committee on the Judiciary, in relation to amending the law relating to judges of Probate; and the resolution offered on yesterday by

Mr. Stadden, instructing the committee on Finance, in relation to restricting the circulation of small bank notes;

Were severally taken up and adopted.

The resolution offered by

Mr. Bond on yesterday, instructing the committee on Finance to enquire into the expediency of making the Judge of Probate a salaried officer,

Was taken up for consideration; and

On motion of Mr. Thomas,

And by consent of the mover, the resolution was amended by adding the following viz:

“And that they also enquire into the expediency of increasing the salaries of the Circuit Judges.”

Whereupon,

The resolution was adopted as amended.

MR. SPEAKER laid before the Senate the following communication from the Auditor of Public Accounts, viz:

AUDITOR'S OFFICE, ILLINOIS, }
Vandalia, Jan. 9, 1836. }

To the Honorable,

the SPEAKER of the Senate:

SIR:—

In answer to the resolution of the Senate, requiring the Auditor to report “whether or not upon the orders of the county commissioners’ courts of Franklin and Jackson

counties, the sum of one thousand dollars is not subject to draft by warrant from his office, &c." I have the honor to state, that previous to the passage of the law requiring the Commissioner of sales of the Gallatin Saline, to pay into the State Treasury the proceeds of said sales, there had been realized from the sales of the first selection the sum of \$18,222 8-100, an amount sufficient to cover the appropriation to Franklin and Jackson. This sum, however, was paid out by the Commissioner of Sales (who, under the then existing laws was required to pay the different appropriations) to other appropriations, and the payment of the amount due Franklin and Jackson thereby defeated. Of the above named sum of \$18,222 8-100, there was none paid into the Treasury except the amount appropriated to building the Penitentiary, which was all drawn by the Inspectors.

Since the passage of the law of February 7, 1835, requiring the Commissioner of Sales to pay the proceeds of said sales into the State Treasury, there has been paid in, the sum of \$2,183 29-100, of which \$480 was realized from the sales of the first selection, and the balance from the sales of the second selection.

There is, therefore, now in the Treasury the sum of \$480 which can be legitimately applied to the payment of the amount due Franklin and Jackson, and for which a warrant will be issued whenever applied for. The Auditor conceives however, that he cannot issue a warrant for the full amount due said counties, without a violation of duty, as by so doing he would take a portion of the sum realized from the sales of the second selection, which has been appropriated to other objects.

The following is an abstract from the report of sales which has been recently received from the present Commissioner:

Amt. sold by T. D. Hewitt, out of the first selection since 1st March, 1835,	acres 920—\$480 00
Amt. sold by T. D. Hewitt, out of the second selection, since 1st March 1835,	6012—2993 98
Amt. sold by T. D. Hewitt, of the re-selection, under the act of 13th Feb. 1835,	5033—2467 62
Amt. sold by T. D. Hewitt, under the act of Jan. 16, 1836,	24100—13542 33
Amt. sold by the present Commissioner, up to Dec. 5, 1836,	4127—2065 60

Of the said proceeds there has been paid into the Treasury only the sum of \$1728 50-100.

I have the honor to be sir,

Very respectfully,

Your obedient serv't.

LEVI DAVIS,

Auditor P. A.

Mr. Parrish moved that said communication be laid on the table and printed.

Which was not agreed to.

Whereupon,

On motion of Mr. Hacker,

Said communication was referred to a select committee.

Ordered, That Messrs. Hacker, Parrish and Gatewood, be that committee.

On motion,

The Senate adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported, That on Saturday they delivered to the Secretary of State, (the Governor being absent) the memorial relative to the bottom lands on the Illinois river;

And the memorial and resolutions to Congress relative to Pensions.

Mr. Edwards on leave given, introduced a bill entitled, "An act to amend an act to incorporate the Alton and Wabash Rail Road Company;"

Which was read, and

Ordered to a second reading.

Mr. Thomas, from the select committee to which had been referred the bill entitled,

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;"

Reported the same back without amendment.

Whereupon, said bill was

Ordered to a third reading.

MR. SPEAKER laid before the Senate the following communication from the Governor, viz:

EXECUTIVE DEPARTMENT, }
Vandalia, Jan. 10, 1837. }

To the Honorable,
the SPEAKER of the Senate:

SIR,—

I have the honor to inform you that vacancies have occurred in the office of Judge of Probate in the counties of Champaign, Cook, Will and Kane.

I have the honor to be sir,

Your obedient servant,

JOSEPH DUNCAN.

On motion of Mr. Thomas,

Said communication was laid upon the table.

MR. SPEAKER also laid before the Senate the following communication from the Governor, viz:

EXECUTIVE DEPARTMENT, }
Vandalia, January 10, 1837. }

To the Honorable,
the SPEAKER of the Senate:

SIR:—

I have the honor to inform the Senate, that a vacancy has occurred in the office of Judge of the Fifth Judicial Circuit, by the resignation of the Honorable Richard M. Young.

I have the honor to be sir,

With great respect,

Your obedient servant,

JOSEPH DUNCAN.

Which was,

On motion of Mr. Hacker,

Laid on the table.

Mr. Hackelton, on leave given, introduced a bill entitled,

"An act to authorise the person therein named to construct a mill dam;"

Which was read, and

***Ordered* to a second reading.**

The bill from the House of Representatives, entitled,
"An act to locate and establish a state road from the State line of Indiana, to Catfish Point in the county of Edgar;"

Was read, and

***Ordered* to a second reading.**

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title; and

Referred to a select committee.

***Ordered*, That Messrs. Noel, Borough and Murray, be that committee.**

The bills from the House of Representatives of the following titles, viz:

"An act for the relief of Polly Walters Administratrix, and John Ellis Administrator of Hiram Walters deceased;"

"An act permanently establishing the Appalonia District in Morgan County, and for other purposes;"

"An act to amend the act to license and regulate Taverns;"

"An act for the relief of the minor heirs of James Marshall deceased;"

"An act concerning the town of Exeter in Morgan county;"

"An act to legalize the incorporation of Pekin;"

"An act to incorporate the Lacon Academy;"

Were severally read, and

***Ordered* to a second reading.**

The bill from the House of Representatives, entitled,

"An act allowing compensation to Judges and Clerks of elections in certain cases;"

Was read, and

***Ordered* to a second reading.**

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title, and

Referred to a select committee.

***Ordered*, That Messrs. Hacker, O'Rear and Maxwell, be that committee.**

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—I am directed to inform the Senate that the the House of Representatives have concurred with them in the passage of a bill, entitled,

"An act for the relief of the purchasers of Saline Lands;"

And he withdrew.

The bill from the House of Representatives, entitled,

"An act to locate a state road in the county of Edgar;"

Was read, and

Ordered to a second reading.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Noel, Parker and Allen of Green, be that committee.

The bill from the House of Representatives, entitled,

"An act to define the extent of possession in cases of settlement on the public lands;"

Was read, and

On the question being put on ordering said bill to a second reading;

It was decided in the negative.

On motion of Mr. Hacker,

The vote just taken was re-considered, and said bill was

Ordered to a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill was now read a 2d time by its title, and

On motion of Mr. Maxwell,

Referred to a select committee.

Ordered, That Messrs. Maxwell, Stadden and Wight be that committee.

The bill from the House of Representatives, entitled,

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem;"

Was read, and

Ordered to a second reading. And

On motion of Mr. Bond,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title.

On motion of Mr. Bond,

Said bill was amended by adding after Marion county, "and Carlyle in Clinton county."

Whercupon,

Said bill was ordered to a third reading as amended.

The bill from the House of Representatives, entitled,
"An act to legalize process in the 3d Judicial Circuit;"

Was read, and

Ordered to a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and

Said bill now read a 2d time by its title, and

On motion of Mr. Thomas,

Referred to a select committee.

Ordered, That Messrs. Thomas, Gatewood and Whiteside of Pope, be that committee.

The bill from the House of Representatives, entitled,

"An act to make the Clerks of the county commissioners' courts, County Treasurer, Public Administrator and Notaries Public, elective by the people;"

Was read, and

Ordered to a second reading.

And the ayes and noes being called for on ordering said bill to a second reading.

Those voting in the affirmative, are

Messrs. Allen of Green, Bond, Borough, Butler, Craig, Gatewood, Hackelton, Hacker, Herndon, Maxwell, McLaughlin, Mills, Mitchell, Noel, Owen, Parrish, Pruyne, Reilly, Ross, Servant, Stadden, Turney, Warren, Weatherford, Whiteside of Pope, Wood and Mr. Speaker.—27.

In the negative,

Messrs. Browning, Edwards, Fletcher, Hamlin, O'Rear, Thomas and Vance.—7.

On motion of Mr. Thomas,

The resolution from the House of Representatives, having for its object the appointment of a joint committee to draft a memorial to Congress praying a grant of the right of pre-emption to this State for certain lands.

Was laid on the table.

Mr. Ross offered the adoption of the following resolution, viz:

Resolved, by the Senate (the House of Representatives concurring herein,) That both branches of the General Assembly will meet in the Hall of the House of Representatives, on Saturday the 14th inst., at two o'clock P. M., to elect a Judge in the

Fifth Judicial Circuit to fill the vacancy occasioned by the resignation of the Hon. Richard M. Young, and also a Circuit Attorney for said district.

Which was laid on the table.

On motion of Mr. Browning,
The bill heretofore laid on the table, entitled,
"An act to incorporate the Mississippi Des Moines Rapids
Bridge Company;"

Was taken up, and

Ordered to be engrossed for a third reading.

On motion,

The Senate adjourned.

WEDNESDAY, JANUARY 11, 1837.

The Senate met pursuant to adjournment.

Mr. McLaughlin, on leave given, introduced the petition of sundry citizens of Clay county, asking an appropriation to be applied to the clearing and opening the Little Wabash River;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. McLaughlin, Parker and Mills, be that committee.

Mr. Stadden, on leave given, introduced the petition of sundry citizens of LaSalle and McLean counties, praying for a state road from Ottawa to Danville;

Which was,

On his motion,

Referred to the committee on Petitions.

Mr. Mitchell asked and obtained leave to introduce the petition of sundry citizens of Tazewell county, praying an alteration in the State road leading from Liberty to Tremont;

Which was,

On his motion,

Referred to the committee on State Roads.

Mr. Whiteside of Monroe, asked and obtained leave to present the petition of sundry citizens of St. Clair county, praying for a state road from Chester to Belleville;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Whiteside of Monroe, Servant and Murray, be that committee.

Mr. Wight on leave given, introduced the petition of sundry citizens of Ogle, Jo Daviess and Whiteside counties, praying an addition to Ogle county;

Which was,

On his motion,

Referred to a select committee of five.

Ordered, That Messrs. Wight, Browning, Gatwood, Thomas, and Whiteside of Monroe, be that committee.

Mr. Reilly on leave given, introduced the petition of sundry citizens of Jasper county, praying an appropriation to build a bridge across the Ambraw at Newton in said county;

Which was,

On his motion,

Referred to the committee on Internal Improvements.

Mr. Reilly on leave given, presented the petition of sundry citizens of Jasper county, praying an appropriation to improve the navigation of the Ambraw River;

Which was,

On his motion,

Referred to the committee on Internal Improvement.

Mr. Craig asked and obtained leave to introduce the petition of sundry citizens of Montgomery county to re-locate a part of the state road therein named;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Craig, Borough and McLaughlin, be that committee.

Mr. Thomas from the select committee, to which had been referred the bill entitled,

"An act to legalize certain process in the 3d Judicial Circuit;"

Reported the same back with an amendment,

Which was read, and concurred in; and
 Whereupon,
 Said bill was ordered to a third reading as amended, and
 On motion of Mr. Thomas,
 The rules of the Senate were dispensed with, and
 Said bill was read the third time by its title, and passed
 as amended.

On motion of Mr. Thomas,
 The title was amended by adding after the word "3d" the
 words "and 5th."

Ordered, That the title of the bill be as aforesaid, and
 that the Secretary inform the House of Representatives
 of the passage of said bill, and ask their concurrence in
 the amendments of the Senate to the same.

Mr. Butler from the select committee, to which had been
 referred the bill from the House of Representatives, entitled,
 "An act to locate a state road from Macomb to the Missis-
 sippi river opposite Burlington."

Reported the same back without amendment.

Ordered to a third reading.

Mr. Wight from the select committee to which had been re-
 ferred the engrossed bill entitled,

"An act to incorporate the Jo Daviess Marine and Fire In-
 surance Company;"

Reported the same back with sundry amendments;

Which were read and concurred in.

Whereupon,

Said bill was passed as amended.

Ordered, That the title of said bill be as aforesaid, and that
 the Secretary inform the House of Representatives thereof,
 and ask their concurrence therein.

On motion of Mr. Gatewood,

The rule of the Senate was dispensed with, and the follow-
 ing resolution adopted, viz:

Resolved, That John Crenshaw, Leonard White, Lee Har-
 grave, Joseph Hays and William Hewitt, Commissioners ap-
 pointed by the second section of the "act relating to the Gal-
 latin Saline and the lands belonging to the same," approved
 Jan. 16, 1836, be and they are hereby required to report
 without delay to this legislature their actings and doings in
 relation to the duties enjoined by said act, and also to report
 whether the money appropriated by said act to improve the

Saline river has been realized, and if the same has been expended and to what purpose, or if the same has been in any manner disposed of, except to the credit of said concern in the Bank of Illinois, and to report especially the nature and terms of any contracts made by them and the nature and cost of the work to be performed.

Mr. Wight asked and obtained leave to introduce a bill entitled,

"An act to locate a state road from Stephenson to Peoria;"

Which was read, and

Ordered to a second reading.

Mr. Allen of Green, on leave given, introduced a bill entitled,

"An act to authorise Jacob Fry, Thomas Cummings and Isaac Darniel, to establish a ferry across the Illinois river at the town of Guilford;"

Which was read, and

Ordered to a second reading.

The bill entitled,

"An act authorizing Executors and Administrators to execute Deeds in certain cases;"

Was read the third time.

Mr Maxwell moved to lay said bill on the table.

Which was not agreed to.

Mr. Hacker moved that the Senate adjourn until 2 o'clock P. M.

Which was decided in the negative.

Mr. Noel moved that the Senate adjourn;

Which was not agreed to.

On motion of Mr. Maxwell,

The aforesaid bill was laid on the table until day after tomorrow.

On motion of Mr. Maxwell,

The further proceeding of the orders of the day was dispensed with.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and the following resolution adopted, viz:

Resolved, That the Secretary of the Senate, in consequence of the illness of himself and family, have leave of absence until the 21st instant.

On motion of Mr. Borough,

The Senate adjourned until to-morrow morning 10 o'clock.

THURSDAY, JANUARY 12, 1837.

Senate met pursuant to adjournment.

Mr. Noel from the select committee, to which had been referred the bill from the House of Representatives, entitled, "An act to locate a state road in the county of Edgar."

Reported the same back without amendment.

Whereupon,

Said bill was ordered to a third reading.

On motion Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill now read a third time by its title and passed.

Ordered that the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Mills from the select committee to which had been referred the bill entitled,

"An act concerning a state road from Albion to Maysville;"

Reported the same back with an amendment;

Which was read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

Mr. Butler from the select committee to which had been referred the bill entitled,

"An act to locate a state road from Enterprise in La Salle county, to Knoxville in Knox county;"

Reported the same back with amendments,

Which were read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

Mr. Browning from the joint select committee, to which was referred the communication from the Governor, and accompanying documents from the States of Virginia, Alabama, Mississippi, New York and Connecticut, relative to the existence of domestic slavery in a portion of the States of the Union, reported the following preamble and resolutions, viz:

That they fully appreciate the feelings of anxiety and alarm which have been produced in the slaveholding states by the misguided and incendiary movements of the abolitionists.— They deeply regret that causes of excitement should have been given, and are truly solicitous to aid by all proper means, in quieting apprehension upon the subject of slavery, and in suppressing the causes from which it has arisen. They concur unanimously in the opinion that the purposes of the abolitionists are highly reprehensive and that their ends, even if peaceably obtained, would be productive of the most deleterious consequences to every portion of our Union.

But it is believed that instead of succeeding in their wild and visionary schemes, the advocacy and dissemination of their doctrines and opinions have been and will continue to be most disastrous to the slaves. Your committee cannot conceive how any true friend to the black man, can hope to benefit him through the instrumentality of abolition societies. Before their organization, changes were rapidly taking place in public opinion, of a character the most favorable to the amelioration of the condition of our colored population. Throughout the slave states, they had already been elevated in the scale of morality and intelligence, far above the low estate of their fathers and kindred in their native land.

Not only was their condition as slaves made far more tolerable than it had been, but the bosom of the Christian and the Philanthropist dilated with increasing hope, that the time was fast approaching when, by the resistless force of public sentiment operating through Colonization Societies, and with the assent of their present masters, they should be released from thralldom and returned, moral and intelligent, to their own benighted land, to scatter there the blessings of liberty, of learning and of religion. Contemplating the subject in this aspect, the hearts of christian freemen yielded a willing assent to the belief, that Providence, in its inscrutable wisdom would, through the agency of the slaves, effect the redemption of Africa from Pagan darkness, idolatry and barbarism. This hope rose brilliant before us and guided by its light we turned in imagination from the miserable abodes of wretchedness and squalid want which have heretofore denoted the habitation of the emancipated black man in America, to a contemplation of a nation of freemen scattered over Africa's sunny shores, enjoying in peace and in security the blessings of civil zed life. The intelligent slave himself, for such there

are, instead of deploring his situation in America as the most hopeless and degraded, rejoiced that his servitude was to be the precursor of freedom and happiness to his kindred beyond the Ocean. These are a few of the desirable results which we confidently believe would have been produced by the Colonization Societies, had they been permitted to pursue, undisturbed, the even tenor of their way. They violated no public law—outraged no private right—appealed to no vulgar prejudices—excited no angry and malignant feelings. They were silently but surely winning their way upon public opinion, and entwining powerfully around the affections of the people. We may ask where now are the hopes that brightened upon the philanthropist? where the prospects of liberty that gladdened the heart of the Slave? and where the energies of the voluntary associations which promised him release from his manacles?

Your committee turn with feelings of sincere regret to the Abolition Societies and bid you seek there a ready answer to all. They have forged new fetters for the black man, and added an hundred fold to the rigors of slavery; they have scattered the firebrands of discord and disunion, among the different states of the confederacy; they have excited the most rancorous and embittered feelings among the citizens of the same community; they have aroused the turbulent passions of the monster mob, whose actings have been marked by every deed of atrocity, and whose fury has not disseminated in its victims; they have threatened the violation of the sacred rights of private property; and have pertinaciously insisted upon doctrines which, if reduced to practice, would deluge our country in blood, rend the Union asunder, and bring desolation upon all that was won by the valor and hallowed by the blood of our fathers.

The corrective of these evils is to be sought for at the bar of public opinion, and your committee confidently believe that that tribunal will firmly and powerfully pronounce the rebuke which is so richly merited, and allay all further cause of anxiety and alarm.

We hold that the citizens of the slaveholding states, are no more amenable for the existence of the evil of slavery, than are those of the non-slaveholding states. It was introduced by our common ancestors, and came from them to us, with the invaluable charter of our liberties as a part of our heritage. Our Constitution which was the result of a spirit of amity, and

of that mutual deference and concession which the peculiarity of our political situation rendered indispensable, recognizes its existence in express terms, and certainly guarantees to the States where it does exist, its continuance without interference on the part of the National Government. No rights which were not surrendered by the States at the formation of the Constitution can now be wrested from them must be regarded as a violation of that sacred instrument.

We would say in the language of the immortal Washington "let every violation of the Constitution be reprehended. If defective let it be amended, but not suffered to be trampled upon while it has an existence." Whilst therefore, we deeply deplore the condition of that unfortunate race of our fellow men whose lots are cast in thralldom, in a land of liberty and peace, we hold that the arm of Government has no power to strike their fetters from them. We are confident that an overwhelming majority of our fellow citizens would spurn indignantly, the man who would urge upon them an interference with the rights of property in other States.

We believe that the people of the State of Illinois, are sincerely attached to the Federal Constitution, and that they would not tamely look upon its open infraction. We believe that they have a deep regard and affection for our brethren of the South, and that upon any proper occasion, they would fly to their assistance.

But as your committee are not aware of the existence of Abolition Societies in this State, they deem a decided expression of opinion all that is at this time demanded.

Therefore:—

Resolved by the General Assembly of the State of Illinois, That we highly disapprove of the formation of Abolition Societies, and of the doctrines promulgated by them.

Resolved, That the right of property in slaves is secured to the slaveholding states by the Federal Constitution, and that they cannot be deprived of that right without their consent.

Resolved, That the Governor be requested to transmit to the States of Virginia, Alabama, Mississippi, New York and Connecticut, a copy of the foregoing report and resolutions,

Which was read, and
On motion of Mr. Fletcher,
Laid on the table.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives have passed bills of the following titles, viz:

“An act for a state road from from Utica in Fulton county, to Farmington;” and

“An act for a state road from Peoria in Peoria county, to Quincy in Adams county;”

In the passage of which, they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled,

“An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair;”

As amended by them;

In which amendment they ask the concurrence of the Senate.

And he withdrew.

Mr. Hamlin, from the select committee to which had been referred the bill entitled,

“An act to locate a state road from Windsor to Bloomington;”

Reported said bill back with an amendment;

Which was read, and concurred in.

Whereupon,

Said bill was ordered to be engrossed as amended, for a third reading.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of sundry citizens of La Salle county &c., for a state road from Ottawa to Ownes’s;

Reported a bill entitled,

“An act to establish a state road from Ottawa to Ownes’s at High Point;”

Which was read, and

Ordered to a second reading.

On motion of Mr. Ross,

The resolution heretofore laid on the table in relation to the election of Judge and Circuit Attorney of the 5th Judicial Circuit;

Was taken up, and

On motion of Mr. Reilly,
Amended by adding thereto "and Circuit Attorney for the 4th Judicial Circuit, and Judge of Probate for the county of Lawrence."

Whereupon,

The question recurring upon the adoption of the said resolution as amended,

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The engrossed bill entitled,

"An act to incorporate the Mississippi & Des Moines Rapids Bridge Company;"

Was read a third time and passed.

Ordered, That title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

The bills from the House of Representatives, of the following titles, viz:

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;" and

"An act to locate a state road from Macomb to the Mississippi river opposite Burlington;"

Were severally read the third time and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem."

Was read a third time, and

On motion of Mr. Servant,

Referred to a select committee.

Ordered, That Messrs. Servant, Bond and Vance, be that committee.

The bill entitled,

"An act to organize Henry county;"

Was read the second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Owen and Wight, be that committee.

The bill entitled,

"An act to amend an act entitled an act, concerning public roads," approved Feb. 3, 1835;

Was read a second time, and

On motion of Mr. Thomas,

Referred to a select committee.

Ordered, That Messrs. Thomas, Turney and Ross, be that committee.

The bill entitled,

"An act concerning Landlords and Tenants;"

Was read a second time by its title, and

On motion of Mr. Thomas,

Laid on the table and ordered to be printed.

The bills of the following titles, viz:

"An act to incorporate the Knox Manual Labor College;"

"An act to re-view and re-locate a state road from opposite Naples to Quincy in Adams county;"

"An act to incorporate the Hanover College;"

"An act to locate a state road from Henderson in Knox county, to Morristown in Henry county;"

"An act to amend an act to incorporate the Alton and Wabash Rail Road Company;"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bills from the House of Representatives of the following titles, viz:

"An act for the relief of Polly Walters administratrix and John Ellis administrator of Hiram Walters deceased."

"An act permanently establishing the Appalonia district in Morgan county, and for other purposes."

"An act for the relief of the minor heirs of James Marshall deceased."

Were severally read the second time, and

Ordered to a third reading.

The bill entitled,

"An act to authorise the person therein named to construct a mill dam;"

Was read the second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Hackelton and Wood, be that committee.

The bill from the House of Representatives, entitled,

"An act to amend the act to license and regulate taverns."

Was read the second time, and

On motion of Mr. Hacker,

Referred to a select committee.

Ordered, That Messrs. Hacker, Warren and Maxwell, be that committee.

The bill from the House of Representatives, entitled,

"An act concerning the town of Exeter;"

Was read a second time, and

Ordered to a third reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and

Said bill now read a third time by its title, and passed.

Ordered, That the title be as aforesaid, and the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,

"An act to legalize the incorporation of Pekin."

Was read a second time, and

Ordered to a third reading.

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with, and said bill

Was read a third time by its title, and passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,

"An act to incorporate the Lacon Academy;"

Was read a second time, and

Ordered to a third reading.

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title and passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,

"An act to make the Clerks of the county commissioners' courts, County Treasurer, Public Administrator and Notaries Public, elective by the people;"

Was read a second time, and

On motion of Mr. Ross,

Referred to a select committee of five.

Ordered, That Messrs. Ross, Servant, Borough, Hamlin, and Whiteside of Pope, be that committee.

The bills of the following titles, viz:

"An act to locate a state road from Stephenson to Peoria;"

And,

"An act to authorize Jacob Fry, Thomas Cummings and Isaac Darniel, to establish a Ferry across the Illinois river, at the town of Guilford;"

Were severally read the second time, and

***Ordered* to be engrossed for a third reading.**

The resolution heretofore offered by

Mr. Ross, requiring the committee on Seminaries, School Land and Education, to revise and condense the existing school laws, &c.,

Was considered and adopted.

The bill from the House of Representatives, entitled,

"An act for a state road from Peoria in Peoria county, to Quincy in Adams county;"

Was read, and

***Ordered* to a second reading.**

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with, and

Said bill was now read a 2d time by its title, and

On motion of Mr. Browning,

Referred to a select committee.

***Ordered*, That Messrs. Browning, Hamlin and Hackelton, be that committee.**

The bill from the House of Representatives, entitled,

"An act for a state road from Utica in Fulton county, to Farmington;"

Was read, and

***Ordered* to a second reading.**

The amendment of the House of Representatives, to the bill of the Senate, entitled,

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river, at Farmington, in the county of St. Clair;"

Was read and concurred in.

***Ordered*, That the Secretary inform the House of Representatives thereof.**

Mr. Craig on leave given, introduced a bill entitled,

"An act for the relief of William Armstrong;"

Which was read, and

***Ordered* to a second reading.**

Mr. Butler asked and obtained leave to introduce a bill entitled,

On motion of Mr. Reilly,

Amended by adding thereto "and Circuit Attorney for the 4th Judicial Circuit, and Judge of Probate for the county of Lawrence."

Whereupon,

The question recurring upon the adoption of the said resolution as amended,

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The engrossed bill entitled,

"An act to incorporate the Mississippi & Des Moines Rapids Bridge Company;"

Was read a third time and passed.

Ordered, That title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

The bills from the House of Representatives, of the following titles, viz:

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;" and

"An act to locate a state road from Macomb to the Mississippi river opposite Burlington;"

Were severally read the third time and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem."

Was read a third time, and

On motion of Mr. Servant,

Referred to a select committee.

Ordered, That Messrs. Servant, Bond and Vance, be that committee.

The bill entitled,

"An act to organize Henry county;"

Was read the second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Owen and Wight, be that committee.

The bill entitled,

"An act to amend an act entitled an act, concerning public roads," approved Feb. 3, 1835;

Was read a second time, and

On motion of Mr. Thomas,

Referred to a select committee.

Ordered, That Messrs. Thomas, Turney and Ross, be that committee.

The bill entitled,

"An act concerning Landlords and Tenants;"

Was read a second time by its title, and

On motion of Mr. Thomas,

Laid on the table and ordered to be printed.

The bills of the following titles, viz:

"An act to incorporate the Knox Manual Labor College;"

"An act to re-view and re-locate a state road from opposite Naples to Quincy in Adams county;"

"An act to incorporate the Hanover College;"

"An act to locate a state road from Henderson in Knox county, to Morristown in Henry county;"

"An act to amend an act to incorporate the Alton and Wabash Rail Road Company;"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bills from the House of Representatives of the following titles, viz:

"An act for the relief of Polly Walters administratrix and John Ellis administrator of Hiram Walters deceased."

"An act permanently establishing the Appalonia district in Morgan county, and for other purposes."

"An act for the relief of the minor heirs of James Marshall deceased."

Were severally read the second time, and

Ordered to a third reading.

The bill entitled,

"An act to authorise the person therein named to construct a mill dam;"

Was read the second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Hackelton and Wood, be that committee.

The bill from the House of Representatives, entitled,

"An act to amend the act to license and regulate taverns."
 Was read the second time, and
 On motion of Mr. Hacker,
 Referred to a select committee.

Ordered, That Messrs. Hacker, Warren and Maxwell, be that committee.

The bill from the House of Representatives, entitled,
"An act concerning the town of Exeter;"
 Was read a second time, and
Ordered to a third reading.

On motion of Mr. Thomas,
 The rule of the Senate was dispensed with, and
 Said bill now read a third time by its title, and passed.

Ordered, That the title be as aforesaid, and the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,
"An act to legalize the incorporation of Pekin."
 Was read a second time, and
Ordered to a third reading.

On motion of Mr. Whiteside of Monroe,
 The rule of the Senate was dispensed with, and said bill
 Was read a third time by its title, and passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,
"An act to incorporate the Lacon Academy;"
 Was read a second time, and
Ordered to a third reading.

On motion of Mr. Whiteside of Monroe,
 The rule of the Senate was dispensed with, and
 Said bill now read a second time by its title and passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,
"An act to make the Clerks of the county commissioners' courts, County Treasurer, Public Administrator and Notaries Public, elective by the people;"

Was read a second time, and

On motion of Mr. Ross,

Referred to a select committee of five.

Ordered, That Messrs. Ross, Servant, Borough, Hamlin, and Whiteside of Pope, be that committee.

The bills of the following titles, viz:

"An act to locate a state road from Stephenson to Peoria;"

And,

"An act to authorize Jacob Fry, Thomas Cummings and Isaac Darniel, to establish a Ferry across the Illinois river, at the town of Guilford;"

Were severally read the second time, and

***Ordered* to be engrossed for a third reading.**

The resolution heretofore offered by

Mr. Ross, requiring the committee on Seminaries, School Land and Education, to revise and condense the existing school laws, &c.,

Was considered and adopted.

The bill from the House of Representatives, entitled,

"An act for a state road from Peoria in Peoria county, to Quincy in Adams county;"

Was read, and

***Ordered* to a second reading.**

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with, and

Said bill was now read a 2d time by its title, and

On motion of Mr. Browning,

Referred to a select committee.

***Ordered*, That Messrs. Browning, Hamlin and Hackelton, be that committee.**

The bill from the House of Representatives, entitled,

"An act for a state road from Utica in Fulton county, to Farmington;"

Was read, and

***Ordered* to a second reading.**

The amendment of the House of Representatives, to the bill of the Senate, entitled,

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river, at Farmington, in the county of St. Clair;"

Was read and concurred in.

***Ordered*, That the Secretary inform the House of Representatives thereof.**

Mr. Craig on leave given, introduced a bill entitled,

"An act for the relief of William Armstrong;"

Which was read, and

***Ordered* to a second reading.**

Mr. Butler asked and obtained leave to introduce a bill entitled,

"An act to incorporate the Mississippi and Illinois Rail Road Company;"

Which was read, and

Ordered to a second reading.

On motion of Mr. Gatewood,

The committee of the whole, to which had been referred sundry resolutions relative to the subject of Internal Improvement, were discharged from the further consideration of the same, and said resolutions

Referred to the committee on Internal Improvement.

On motion of Mr. Gatewood,

The report of the Canal Commissioners,

Heretofore laid on the table,

Was taken up, and

Referred to the committee on Canals and Canal Lands.

On motion of Mr. Ross,

The Senate adjourned.

FRIDAY, JANUARY 13, 1837.

Senate met pursuant to adjournment.

Mr. Murray asked and obtained leave to introduce the petition of sundry citizens of the county of St. Clair, praying an alteration in that part of the state road from Vincennes to St. Louis, that lies between Lebanon and Wiggins's Ferry;

Which was read.

Mr. Murray moved to refer said petition to the committee on Petitions;

Which was not agreed to.

Whereupon,

On motion of Mr. Whiteside of Monroe,

Said petition was referred to the committee on State Roads.

Mr. Lane asked and obtained leave to introduce the petition of sundry citizens of Hamilton county, praying the legislature to pass a law to authorize William Henson to retail

Goods through this State, without paying a license for the same.

Which was,

On his motion,

Referred to the committee on Petitions.

Mr. Whiteside of Monroe, asked and obtained leave to present the petition of sundry citizens of St. Clair and Monroe, praying for a charter for a canal from the coal mines to the Mississippi;

Which was,

On his motion,

Referred to the committee on Canals and Canal Lands.

Mr. Thomas presented the petition and remonstrance of sundry citizens of Whiteside and Ogle counties, on the subject of changing the boundaries of Whiteside and Ogle counties;

Which was,

On his motion,

Referred to the same select committee to which were referred some days since, petitions on the same subject.

Mr. Hackelton from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to amend an act concerning the towns of Pittsfield and Chester;"

"An act to locate a state road from Shelbyville in Shelby county, to Danville in Vermilion county."

"An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county;"

"An act declaring certain roads herein mentioned, state roads;"

"An act to change the name of Watson James Filley."

"An act for the relief of purchasers of Saline Lands;"

And,

"An act in relation to the title of School and Canal Lands."

Mr. Lane presented the petition of sundry citizens of Hamilton county, praying that certain persons therein named, may erect a steam mill in said county;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Lane, Mills and Gatewood, be that committee.

Mr. Parker, on leave given, presented the petition of sun-

dry citizens of Coles county, praying a re-view of a part of the state road leading from Vandalia to Terre Haute;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Parker, Noel and Pruyn, be that committee.

Mr. Fletcher, on leave given, introduced the petitions of sundry citizens of Sangamon county, in relation to the building of a toll bridge over Salt Creek;

Which was read, and

On motion of Mr. Fletcher,

Referred to a select committee.

Ordered, That Messrs. Fletcher, Herndon and Borough, be that committee.

Mr. Parker, on leave given, introduced the petition of sundry citizens of Coles county, relative to a state road in said county;

Which was read, and

On motion of Mr. Parker,

Referred to the committee on State Roads.

Mr. Gatewood from the committee on the Judiciary, to which had been referred the petition of sundry citizens of Hancock county, praying for an alteration in the Criminal Code,

Reported the same back, and asked to be discharged from a further consideration of said petition;

Which was agreed to.

Mr. Gatewood from the committee on the Judiciary, to which had been referred the bill entitled,

"An act to amend an act to regulate the apprehension of offenders, and for other purposes," approved Jan. 6, 1827;

Reported the same back without amendment, and recommended the passage of the same.

Ordered to be engrossed for a third reading.

Mr. Hacker from the committee on State Roads, to which had been referred the petition of sundry citizens of Tazewell county, praying an alteration in a certain state road,

Reported a bill for

"An act changing part of the state road from Liberty to Tremont;"

Which was read, and

Ordered to a second reading.

Mr. Gatewood, from the committee on the Judiciary, which was instructed to enquire into the expediency of confining runaway slaves in the Penitentiary instead of the county jails, &c.;

Reported a bill for

"An act for the safekeeping of runaway slaves and servants;"

Which was read, and

Ordered to a second reading.

Mr. Whiteside of Monroe, asked and obtained leave to introduce a bill, for

"An act incorporating the Monroe Mining, Manufacturing, and Exporting Company;"

Which was read, and

Ordered to a second reading.

Mr. Pruyne from the select committee, to which had been referred the petition of G. W. Dole and others, relative to a bridge over Little Calumet;

Reported a bill entitled,

"An act to authorize George W. Dole and others, to build a toll bridge across the Little Calumet;"

Which was read, and

Ordered to a second reading.

Mr. Noel, from the select committee to which had been referred the bill from the House of Representatives, entitled,

"An act to locate and establish a state road from the State line of Indiana, to Catfish Point in the county of Edgar,"

Reported the same back with sundry amendments;

Which were read and concurred in.

Ordered to a third reading as amended.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill was read a third time by its title, and passed as amended.

On motion of Mr. Noel,

The title of the bill was amended by striking out all between the words "to and in" and inserting "intersect the state road from Paris to Springfield."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in their amendments of the Senate to the same.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

The following resolution considered:

Resolved, That William G. Flood, Engrossing Clerk, be authorized to assist in performing the duties of Secretary of the Senate, during the absence of said Secretary.

Mr. Ross moved to amend the resolution by adding after the word "assist" the words "the Assistant Secretary;"

Which was not agreed to.

The question was then put upon the adoption of said resolution;

And decided in the affirmative.

Mr. Turney on leave given, introduced a bill, for

"An act to incorporate the Mississippi and Illinois Canal Company;"

Which was read, and

Ordered to a second reading.

The engrossed bill entitled,

"An act concerning a state road from Albion to Maysville;"

Was read a third time, and passed; and

The engrossed bills of the following titles, viz:

"An act to locate a state road from Enterprise in La Salle county, to Knoxville in Knox county;

"An act to locate a state road from Windsor to Bloomington;"

"An act to incorporate the Knox Manual Labor College;"

And,

"An act to locate a state road from Henderson in Knox county, to Morristown in Henry county;"

Were severally read a third time by their titles and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The engrossed bill entitled,

"An act to re-view and re-locate a state road from opposite Naples, to Quincy in Adams county;"

Was read a third time by its title and passed.

On motion of Mr. Ross,

The title was amended by striking out "Quincy" and inserting "Centreville."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

The engrossed bill entitled,
 "An act to incorporate Hanover College in Tazewell county,"

Was read a third time, and
 On motion of Mr. Servant,
 Laid on the table.

The engrossed bill entitled,
 "An act to amend an act to incorporate the Alton and Wabash Rail Road Company;"

Was read the third time, and
 On motion of Mr. Parker,
 Referred to a select committee.

Ordered, That Messrs. Parker, Edwards and Noel, be that committee.

The bill from the House of Representatives, entitled,
 "An act for the relief of Polly Walters Administratrix, and John Ellis Administrator of Hiram Walters deceased;"

Was read the third time, and
 On motion of Mr. Hacker,

Referred to the committee on the Judiciary.

The bill from the House of Representatives, entitled,
 "An act permanently establishing the Appalonia District in Morgan County, and for other purposes;"

Was read a third time by its title and passed.

Ordered, That title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, entitled,

"An act for the relief of the minor heirs of James Marshall deceased;"

Was read a third time by its title, and

On motion of Mr. Maxwell,

Referred to the committee on the Judiciary.

The engrossed bill entitled,

"An act to locate a state road from Stephenson to Peoria;"

Was read the third time, and

On motion of Mr. Hamlin,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Wight and Butler, be that committee.

The engrossed bill entitled,

"An act to authorise Jacob Fry, Thomas Cummings and Isaac Darniel, to establish a ferry across the Illinois river at the town of Guilford;"

Was read a third time, and
 On motion of Mr. Allen of Green,
 Referred to a select committee.

Ordered, That Messrs. Allen of Green, Turney and Thomas,
 be that committee.

The bill entitled,
 "An act to establish a state road from Ottawa to Ownes's at
 High Point;"

Was read the second time, and
Ordered to be engrossed for a third reading.

The bill from the House of Representatives, entitled,
 "An act for a state road from from Utica in Fulton county,
 to Farmington;"

Was read a second time by its title, and

On motion of Mr. Hackelton,
 Referred to a select committee.

Ordered, That Messrs. Hackelton, Owen and Maxwell, be
 that committee.

The bill entitled,
 "An act for the relief of William Armstrong,"

Was read a second time, and

On motion of Mr. Gatewood,
 Referred to the same committee to which had been referred
 the petition of William Henson on the same subject.

The bill entitled,

"An act to incorporate the Mississippi and Illinois Rail Road
 Company;"

Was read a second time by its title, and

On motion of Mr. Butler,
 Referred to a select committee.

Ordered, That Messrs. Butler, Hamlin and Hackelton, be
 that committee.

The engrossed bill entitled,

"An act authorizing Executors and Administrators to exe-
 cute Deeds in certain cases;"

Heretofore laid on the table, until to-day,

Was taken up, and

On motion of Mr. Turney,
 Referred to a select committee.

Ordered, That Messrs. Turney, Noel and Borough, be
 that committee.

On motion,

The Senate adjourned.

SATURDAY, JANUARY 14, 1837.

The Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported, That on this day they laid before the Council of Revision, bills of the following titles, viz:

"An act to amend an act concerning the towns of Pittsfield and Chester,"

"An act to locate a state road from Shelbyville in Shelby county, to Danville in Vermillion county;"

"An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county,"

"An act declaring certain roads herein mentioned, state roads,"

"An act to change the name of Watson James Filley,"

"An act for the relief of the purchasers of Saline Lands,"

"An act in relation to the title of School and Canal Lands,"

"An act to establish the county seat of Iroquois county,"

"An act re-locating parts of the state road leading from Springfield to Decatur,"

"An act to re-locate a part of the state road leading from Paris to Decatur," and

"An act to amend an act entitled an act, for the appointment of Notaries Public," approved Dec. 30, 1828.

Mr. Pruyne presented the petition of Lyman Wooster and others, praying the passage of an act to authorize Lyman Wooster and Asher Holmes to build a dam across Kankakee river;

Which was read, and

On motion of Mr. Pruyne,

Said bill was referred to a select committee.

Ordered, That Messrs. Pruyne, Vance and Hamlin, be that committee.

Mr. Whiteside of Monroe, from the committee on Petitions, to which had been referred the petition of sundry citizens of La Salle and Ogle counties, for a state road &c.,

Reported a bill, for

"An act to locate a state road from Ottawa to Grandtourt, and thence north to intersect a state road from Peoria to Galena,"

Which was read, and

Ordered to a second reading.

Mr. Parker from the select committee to which had been referred the engrossed bill entitled,

"An act to amend an act to incorporate the Alton and Wabash Rail Road Company,"

Reported the same back with an amendment;

Which was read and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Servant from the select committee, to which had been referred the bill from the House of Representatives, entitled,

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem;"

Reported the same back with an amendment,

Which was read and concurred in.

The bill as amended was then passed.

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to the same.

Mr. Ross, from the select committee to which had been referred the bill from the House of Representatives, entitled,

"An act to make the Clerks of the county commissioners' courts, County Treasurers, Public Administrators, and Notaries Public, elective by the people,"

Reported the same back without amendment.

Mr. Ross moved to amend the bill by striking out all after the enacting clause and inserting the following as a substitute viz:

That an election shall be held on the first Monday in August next, and on the first Monday in August in the year eighteen hundred and thirty-eight, and on the first Monday in August in every second year thereafter in each county in this State, for a Surrogate, a Clerk of the county commissioners' court, and County Treasurer. The Surrogate, Clerk and Treasurer, so elected, shall continue in office for two years, and until their successors shall be elected and qualified to office. The said Clerk and Treasurer so elected, previous to entering upon the duties of their respective offices, shall enter into bonds as now required by law, the securities to which.

shall be approved of by the said commissioner's court, of the respective counties for which said Clerk and Treasurer may have been elected.

SEC. 2. The election provided for by this act, shall be held at the same places and conducted in all respects as is now provided for by the law regulating the election of county commissioners's, and vacancies shall be filled in the same manner. *Provided however,* That said courts shall appoint a Clerk and Treasurer *pro tempore*, whose time of service shall continue till a Clerk and Treasurer be elected and qualified as provided for in this act.

SEC. 3. All contested elections of the before mentioned officers, shall be regulated as provided for in the act authorizing contesting of elections of Sheriffs and Coroners.

SEC. 4. The Clerks of the county commissioners's courts, shall make out abstracts of all the votes given for a Surrogate in their respective counties, and transmit the same to the office of Secretary of State in the same manner as is required in the act to elect Sheriffs and Coroners, and the Governor shall commission the person having the highest number of votes for that office, who shall, before entering upon the duties of his office, take an oath to support the Constitution of the U. S. and of this State, and an oath of office; a certificate thereof shall be endorsed on the back of his commission by the officer administering the same.

SEC. 5. Said Surrogates after having been qualified as provided in this act, shall severally have jurisdiction over the estates of testators and intestates, and settlement of all estates of deceased persons within the limits of their respective counties, and all matters of law and of fact shall be determined by said Surrogates when properly before them; and in all cases an appeal or writ of error shall be to the Circuit Court of the county to be prosecuted in the same manner as appeals and writs of error are prosecuted from the decision of the Circuit Courts; and writs of error and appeals shall also be on the same matters from the decision of the Circuit Court to the Supreme Court as in other cases.

SEC. 6. Said Surrogates shall reside at their respective county seats, and shall sit on the first Monday in every month, and at such other times as extraordinary circumstances may require, and continue open until all the business pending before them shall be disposed of. They shall each have a seal and may issue all process necessary, under their hands and

seals, and all such process shall bear date when issued. The said Surrogate shall record all their proceedings at length in a book or books, by them for that purpose furnished, which shall be paid for on the order of the county commissioners out of the county Treasury, and shall receive the same fees as now allowed Judges of Probate.

Sec. 7. That so much of the act relative to Wills and Testaments, Executors and Administrators, and the settlement of estates, as refers to, and enjoins duties upon Judges of Probate, be, and the same is hereby repealed, and all matters of detail and principles contained in said act shall be recognized by said Surrogates, and shall form the rule of their decisions as fully as is required therein of Judges of Probate, and shall take cognizance, and have jurisdiction of all other matters and things to all intents and purposes as Judges of Probate are required to do by law, and have jurisdiction upon the same as conclusively as if the same was expressed in this act.

Sec. 8. Every Judge of Probate and Clerk, who shall neglect or fail to deliver over the records, books, papers and furniture belonging to their office, within twenty days from the time of holding the election, to their successors in office, shall forfeit and pay a sum not exceeding five hundred dollars, and be imprisoned not exceeding thirty days at the discretion of the Court before whom said Judges and Clerks may have been convicted.

Sec. 9. All laws and parts of laws, creating and establishing Courts of Probate, and all laws and parts of laws authorising the county commissioners to appoint their Clerks and County Treasurers, be, and the same are hereby repealed. This act to take effect from and after the first Monday in August next.

Which was read, and

On motion of Mr. Gatewood,

Said bill and proposed amendment were referred to a committee of the Whole Senate and made the order of the day for Tuesday next.

Mr. Hamlin from the select committee to which had been referred the engrossed bill entitled,

"An act to locate a state road from Stephenson to Peoria,"

Reported said bill back with an amendment;

Which was read, and concurred in.

The bill then passed as amended.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Thomas from the select committee, to which had been referred the engrossed bill entitled,

"An act to authorize Jacob Fry, Thomas Cummings and Isaac Darniel, to establish a ferry across the Illinois river at the town of Guilford,"

Reported the same back without amendment.

The bill then passed.

Ordered that the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

Mr. Hacker from the select committee to which had been referred the bill from the House of Representatives, entitled,

"An act to amend the act to license and regulate Taverns;"

Reported the same back with an amendment;

Which was read.

Mr. Hacker called for a division of the question on the amendment,

And thereupon,

The question was put upon concurring with the committee in so much of their amendment as repealed the 3d section of *"An act to prevent the selling of spirituous liquors in this State, and for other purposes,"* approved Feb. 14, 1823;

And decided in the negative, by Ayes and Noes as follows, viz:

Those who voted in the affirmative, are

Messrs. Allen of Green, Craig, Hacker, Lane, Mitchell, Reilly, Servant, and Warren.—8.

Those who voted in the negative, are

Messrs. Bond, Borough, Browning, Butler, Edwards, Fletcher, Hamlin, Herndon, McLaughlin, Mills, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Ross, Stadden, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, Wood and Mr. Speaker.—28.

The question was then taken upon concurring with so much of said amendment as repeals the 4th section of said act,

And decided in the negative, by ayes and noes as follows, viz:

Those voting in the affirmative, are
Messrs. Hacker, Lane, McLaughlin, Mitchell, Noel, Owen,
Pruyne, Servant, Stadden, Warren and Mr. Speaker.—11.

In the negative,

Messrs. Allen of Green, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Hamlin, Herndon, Mills, Murray, O'Rear, Parker, Parrish, Reilly, Ross, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.—25.

The question was then taken on concurring in the last clause of said amendment,

And decided in the negative.

Mr. Hacker moved to amend the bill by adding after the word "Beer," the words "and Gingerbread."

Which was not agreed to.

Ordered to a third reading.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—The House of Representatives have concurred with the Senate in the adoption of the resolution from the Senate, relative to the election of Judge of the 5th Judicial circuit, &c.

They have also receded from their amendment to the resolution from the Senate, relative to the election of Auditor, Treasurer and Attorney General, &c.

They have passed a bill of the following title, viz:

"An act to locate a state road from Vandalia to Alton,"

In the passage of which, they ask the concurrence of the Senate.

They have concurred with the Senate in their amendment to the resolution from the House of Representatives requesting our delegates in Congress to use their exertions to procure the passage of a law authorizing a re-selection of the 16th sections &c.

They have indefinitely postponed the consideration of the resolution from the Senate in relation to a grant of land for the improvement of the Kankakee and Iroquois rivers.

They have concurred with the Senate in their amendments to the bills from the House of Representatives, entitled,

"An act to change the name of Free Frank;" and

"An act to legalize certain process in the 3d Judicial Circuit;"

They have also concurred with the Senate in their amendment to the title of said last mentioned bill.

And then he withdrew.

Mr. Butler from the select committee, to which had been referred the bill entitled,

"An act to organize Henry county;"

Reported the same back with sundry amendments;

Which were read and concurred in.

Ordered, That said bill be engrossed for a third reading as amended.

On motion Mr. Edwards,

The rule of the Senate was dispensed with, and

The following resolution adopted, viz:

Resolved, That the House of Representatives be respectfully requested to furnish to the Senate, a copy of the report of the Inspectors of the Penitentiary in answer to a call for information in relation to the re-location of the Penitentiary, &c.

Mr. Turney asked and obtained leave to introduce a bill for,

"An act authorizing A. W. Cavalry and others, to build a mill dam across the Grand Rapids of the Illinois river,"

Which was read, and

Ordered to a second reading.

Mr. Hamlin moved for adoption, the following resolution, viz:

Resolved, That the committee on the Judiciary, be instructed to enquire into the expediency of so changing the law in relation to "Forcible Entry and Detainer," as to require persons taking appeals from judgments before Justices of the Peace, to give security for rents as well as costs of suit; and that said committee enquire into the propriety of giving to one Justice of the Peace jurisdiction in all cases of Forcible Entry and Detainer;

Which lies one day on the table.

Mr. Herndon asked and obtained leave to introduce a bill, for

"An act for erecting a Recorder's and Clerk's office in Sangamon county,"

Which was read, and

Ordered to a second reading.

Mr. Herndon moved to dispense with the rule of the Sen-

ate, and that the bill be now read a second time by its title;
Which was not agreed to.

The engrossed bill of the following title, viz:

"An act to establish a state road from Ottawa to Ownes's at High Point;"

Was read a third time, and passed; and

The engrossed bill entitled,

"An act to amend an act to regulate the apprehension of offenders, and for other purposes," approved Jan. 6, 1827;

Was read a third time and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The bills of the following titles, viz:

"An act changing part of the state road from Liberty to Tremont;" and

"An act to authorize George W. Dole and others, to build a toll bridge across the Little Calumet;"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act for the safekeeping of runaway slaves and servants;"

Was read the second time, and

On motion of Mr. Herndon,

Said bill was laid on the table.

The bill entitled,

"An act incorporating the Monroe Mining, Manufacturing and Exporting Company;"

Was read a second time, and

On motion of Mr. Parrish,

Was laid on the table.

The bill for

"An act to incorporate the Mississippi and Illinois Canal Company;"

Was read a second time by its title, and

On motion of Mr. Turney,

The bill amended by inserting the name of Isaac Darniel, after the name of A. W. Cavalry.

Ordered, That said bill be engrossed for a third reading as amended.

The bill from the House of Representatives, entitled,

"An act to locate a state road from Vandalia to Alton,"

Was read, and

Ordered to a second reading, and

On motion of Mr. Whiteside of Monroce,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title.

Ordered to a third reading.

Mr. Mills moved for adoption, the following resolution, viz:

Resolved, That the Governor be requested to report to this House all the information he may have in relation to the improvement of the navigation of the Wabash river; also the amount disbursed on said river, and the amount if any, remaining in the hands of the disbursing agent of the Wabash appropriation.

Mr. Noel moved that the rule of the Senate be dispensed with, and said resolution now adopted;

Which was not agreed to.

Ordered, That said resolution lie one day on the table.

On motion of Mr. Gatewood,

The Senate adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives, by Mr. Prickett their Clerk:

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives are now ready to receive them in the Hall of the House, and proceed to the election of Judge of the 5th Judicial Circuit, &c.

And he withdrew.

Whereupon,

The Honorable, the Senate, preceded by the Speaker, repaired to the Representatives' Hall, and there both Houses proceeded to elect by joint ballot, a Judge to preside in the fifth Judicial Circuit.

Mr. Thomas of the Senate, and Mr. Cloud of the House of Representatives, having been appointed Tellers, it appeared on examination, that

William Minshall received	44	votes.
G. W. P. Maxwell	"	39 votes.
J. H. Ralston	"	21 votes.
James W. Whitney	"	11 votes.
Daniel B. Bush	"	8 votes.
Scattering		1 vote.

No person having received a majority of all the votes given, the two Houses proceeded to ballot again, when it appeared that

Mr. Minshall had 48 votes; Mr. Maxwell had 40 votes; Mr. Ralston 30 votes; Scattering 6 votes.

No person having yet received a majority of all the votes given, another vote was taken, when,

Mr. Minshall received 47 votes; Mr. Ralston 45 votes; Mr. Maxwell 31 votes; and scattering 1 vote.

No person having yet received a majority of all the votes given, another vote was taken, when,

Mr. Ralston received 63 votes; Mr. Minshall 42 votes; and Mr. Maxwell 19 votes.

Whereupon,

James H. Ralston having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected Circuit Judge, to preside in the 5th Judicial Circuit of the State of Illinois.

The two Houses then proceeded to elect, viva voce, Circuit Attorneys for the 5th Judicial Circuit, when the vote stood thus:

For H. L. Bryant 76 votes; for L. W. Ross 24 votes; for S. H. Little 25 votes.

Those who voted for Henry L. Bryant, are,

Messrs. Allen of Green, Borough, Craig, Gatewood, Hacker, Murray, Noel, Parrish, Reilly, Stadden, Warren, Whiteside of Monroe, Whiteside of Pope, and Wood of the Senate.

Messrs. Able, Aldrich, Atwater, Barnett, Bentley, Court-right, Crain, Davidson, Davis, Dement, Diarman, Dollens, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Hogan, Huey, Lagow, Lane,

Leary, Linder, Logan, McCormick, McCown, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Oneille, Pace, Ralston, Reddick, Scarborough, Shields, Smith of Madison Smith of Wabash, Turley, Turney, Voris, Walker of Cook, Wheeler, Witt, Wood, and Mr. Speaker of the House of Representatives.—76.

Those who voted for L. W. Ross, are,

Messrs. Bond, Fletcher, Hackelton, Lane, McLaughlin, Mitchell, O'Rear, Parker, Pruyne and Weatherford of the Senate.

Messrs. Ball, Carpenter, Cloud, Craig, Cullom, Hardin, Lyons, mcmurtry, murphy of Vermillion, Paullen, Rawalt, Stuart, Stuntz, and Walker of Morgan, of the House of Representatives.—24.

Those who voted for S. H. Little, are

Messrs. Browning, Butler, Edwards, Hamlin, Herndon, mills, Owen, Ross, Servant, Thomas, Turney, Vance, Wight, and Mr. Speaker of the Senate.

Messrs. Charles, Dawson, Dnbois, Edwards, Elkin, Hunt, Lincoln, moore of St. Clair, Stone, Thompson and Webb, of the House of Representatives.—25.

They then proceeded to the election of State's Attorney for the 4th Judicial Circuit, and upon the vote being taken,

Augustus C. French received 107 votes; and Garland B. Shellady received 15 votes; scattering 1 vote.

Those who voted for Mr. French, are

Messrs. Allen of Green, Bond Borough, Butler, Craig, Fletcher, Hackelton, Hacker, Hamlin, Herndon, mcLaughlin, mitchell, murray, Noel, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside of Monroe, Wight and Wood of the Senate.

Messrs. Able, Aldrich, Atwater, Ball, Barnet, Bentley, Carpenter, Charles, Cloud, Crain, Cullom, Davidson, Davis, Diarman, Dollens, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McCown, mcmurtry, McClernand, madden, marrs, minshall, moore of McLean, moore of St. Clair, morton, murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Tur-

ley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt, Wood and Mr. Speaker.—107.

Those who voted for Mr. Shellady, are

Messrs. Browning, Edwards, Lane, Mills, O'Rear, Servant, Vance, Whiteside of Popc, and Mr. Speaker of the Senate.

Messrs. Dubois, Minor, Murphy of Vermillion, Oneille, Stone and Webb of the House of Representatives.—15.

Messrs. Henry L. Bryant and Augustus C. French, having respectively received a majority of all the votes given, were declared by the Speaker of the House of Representatives, duly elected Circuit Attorneys in the respective Judicial Circuits above named.

The two Houses then proceeded to elect by joint ballot, a Judge of Probate for Lawrence county, when it appeared on examination that

Caius M. Eaton received 78 votes; and George W. Kincaid 41 votes; scattering 2 votes.

Caius M. Eaton having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected Judge of Probate of Lawrence county.

The Honorable, the Senate then returned to their chamber. And,

On motion,

The Senate adjourned.

MONDAY, JANUARY 16, 1837.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

“An act concerning the town of Exeter in Morgan county,”

“An act to legalize certain process in the 3d and 5th Judicial circuit;”

"An act to change the name of Free Frank;"

And a resolution relative to the relinquishment of the 16th section.

Mr. Ross asked and obtained leave to introduce the petition of sundry citizens of Pike and Calhoun counties, praying for a state road from opposite Clarksville in Missouri, to Pittsfield in Pike county,

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Ross, Allen of Green, and Borough, be that committee.

Mr. Ross, on leave given, introduced the petition of sundry citizens of Pike county, for a state road from Atlas, via Rockport, to Adams county line;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Ross, Browning and Owen, be that committee.

Mr. Ross, on leave given, introduced the petition of sundry citizens of Griggsville, praying for an act to incorporate the Pike county mutual Fire Insurance Company;"

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Ross, Butler and Hackelton, be that committee.

Mr. Mitchell, on leave given, presented the petition of sundry citizens of Tazewell county, praying an alteration in a state road therein named.

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Mitchell, Stadden and Craig, be that committee.

Mr. Thomas, on leave given, presented the petition of sundry citizens of Lynnville in Morgan county, praying for an act of incorporation;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Thomas, Weatherford and Fletcher, be that committee.

Mr. Butler from the select committee to which had been referred the bill for

"An act to incorporate the Mississippi and Illinois Rail Road Company;"

Reported the same back with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Pruyne moved the adoption of the following resolution, viz:

Resolved, by the Senate (the House of Representatives concurring herein,) That both branches of the General Assembly meet in the Hall of the House of Representatives, on Wednesday the 18th day instant, at 2 o'clock P. M., to elect by joint ballot, one Judge of Probate for Cook county, one for Will county, one for Kane county; and also to elect a Commissioner of Sales of Gallatin Saline Lands.

On motion of Mr. Gatewood,

The rule of the Senate was dispensed with, and

Said resolution adopted.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

Mr. Borough moved to rescind the resolution heretofore adopted by the Senate, that all resolutions lie one day on the table;

Which was not agreed to.

The engrossed bill entitled,

"An act to organize Henry county;"

Was read the third time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Browning and Wight, be that committee.

The bills of the following titles, viz:

"An act changing part of the state road from Liberty to Tremont,"

"An act to authorize George W. Dole and others, to build a toll bridge across the Little Calumet,"

Were severally read the third time and passed.

Ordered, That the titles be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask

their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from Vandalia to Alton,"

"An act to amend an act to license and regulate taverns;"

Were severally read the third time, and passed.

Ordered, That the titles of said bills be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The bills of the following titles, viz:

"An act for the erecting of a Recorder's and Clerk's office in Sangamon county,"

"An act to locate a state road from Ottawa to Grandatour, and thence north to intersect a state road from Peoria to Galena,"

Were severally read a second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act authorising A. W. Cavalry and others, to build a mill dam across the Grand Rapids of the Illinois River,"

Was read a second time, and

On motion of Mr. Stadden,

Referred to the committee on Canals and Canal Lands.

The resolution introduced by

Mr. Hamlin, on Saturday the 14th instant, relative to instructing the committee on the Judiciary to enquire into the expediency of changing the law relative to Forcible Entry and Detainer, &c.,

Was taken up and adopted.

The resolution introduced by

Mr. Mills, on the 14th instant, requesting the Governor to report to this House, all the information he may have in relation to the improvement of the navigation of the Wabash river, and amount of disbursements &c., about the same;

Was taken up and adopted.

A message from the House of Representatives, by Mr. Hardin:

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives have concurred with them in the passage of a bill entitled,

"An act to locate a state road from Salem to Chester,"

As amended by them;

In which amendment they ask the concurrence of the Senate.

The amendment of the House of Representatives to the bill of the Senate, entitled,

"An act to locate a state road from Salem to Chester;"

Was read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Parrish,

The bill entitled,

"An act incorporating the Monroe Mining, Manufacturing Company,"

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Parrish, Whiteside of Monroe, and Murray, be that committee.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER,—I am directed to inform the Senate, that the House of Representatives have concurred with them in the adoption of the resolution appointing this day at 2 o'clock P. M., for the election of Judge of Probate of Cook county, &c. As amended by them.

Amend as follows:

"Also Judges of Probate for the counties of Jackson and Clay."

In which amendments, they ask the concurrence of the Senate.

And he withdrew.

The amendments of the House of Representatives to said resolution,

Were read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Ross, on leave given, presented the petition of sundry citizens of Pike county, for a rail road from Augusta to the Mississippi River opposite Louisiana Missouri,

Which was read, and

On motion of Mr. Ross,

Referred to a select committee.

Ordered, That Messrs. Ross, Hamlin and Bond, be that committee.

On motion of Mr. Servant,

The engrossed bill entitled,
 "An act to incorporate Hanover College in Tazewell county,"

Heretofore laid on the table,
 Was taken up and passed.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives, by Mr. Prickett their Clerk:

MR. SPEAKER,—I am directed to inform the Senate that the House of Representatives are now ready to receive them in the Hall of the House, and proceed to the election of Auditor, Treasurer, &c.

And he withdrew.

Whereupon,

The Honorable, the Senate, preceded by Mr. Speaker, repaired to the Representatives' Hall, and there both Branches of the General Assembly, proceeded *viva voce*, to elect an Auditor of Public Accounts, when the vote stood thus:

For Levi Davis,

Messrs. Allen of Green, Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, Herndon, Lane, Mills, Mitchell, Murray, O'Rear, Owen, Parker, Pruyne, Reilly, Ross, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, and Mr. Speaker of the Senate.

Messrs. Aldrich, Ball, Bentley, Charles, Craig, Cullom, Davidson, Davis, Dawson, Diarman, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, Galbreath, Green of Clay, Green of St. Clair, Hankins, Hardin, Henshaw, Huey, Hunt, La-

gow, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McCown, mcmurtry, Marrs, Minor, Minshall, Moore of McLean, murphy of Vermillion, Naper, Odam, Oneille, Paullen, Rawalt, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Webb, Whitten, Witt and Wood, of the House of Representatives.—88.

For John Dougherty.

Messrs. Hacker and Wood, of the Senate. And

Messrs. Able, Atwater, Carpenter, Crain, Dollens, English, French, Linder, McClernand, Murphy of Perry, Nowlin, Pace, Ralston, and Smith of Madison, of the House of Representatives.—16.

For Newton Cloud.

Messrs. Maxwell, Noel, Parrish, Stadden, and Weatherford, of the Senate. And

Messrs. Barnett, Courtright, Dougherty, Douglass, Happy, Harris, Madden, Morton, Reddick and Wheeler, of the House of Representatives.—15.

For N. M. McCurdy.

Mr. McLaughlin, of the Senate. And

Messrs. Cloud, Hogan, moore of St. Clair, Walker of Cook, Walker of Morgan, and Mr. Speaker of the House of Representatives.—7.

Mr. Davis having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Auditor of Public Accounts of the State of Illinois.

The two Houses then proceeded to the election of Treasurer, and upon the vote being taken,

John D. Whiteside received sixty-seven votes,

John Dement received forty-nine votes, and

Richard G. Murphy received ten votes.

Those who voted for Mr. Whiteside, were

Messrs. Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, McLaughlin, Mitchell, Murray, O'Rear, Owen, Pruyne, Reilly, Ross, Servant, Thomas, Turney, Vance, Weatherford, Wight and Mr. Speaker of the Senate, and

Messrs. Aldrich, Atwater, Ball, Bently, Charles, Cloud, Courtright, Cullom, Dawson, Dubois, Edwards, Elkin, Green of St. Clair, Hardin, Harris, Hogan, Huey, Lane, Lincoln, McCown, McMurtry, Minshall, Moore of St. Clair, Morton,

Murphy of Vermillion, Nowlin, Oneille, Ralston, Rawalt, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, and Mr. Speaker of the House of Representatives;—67.

Those who voted for Mr. Dement, were

Messrs. Herndon, Lane, Maxwell, Mills, Noel, Parker, Parrish, Warren, Whiteside of Pope, of the Senate, and

messrs. Able, Barnett, Carpenter, Craig, Davidson, Davis, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Hinshaw, Hunt, Lagow, Leary, Linder, Logan, McCormick, McClermand, Madden, Marrs, Minor, Moore of McLean, Murphy of Perry, Naper, Odam, Pace, Reddick, Scarborough, Turley, Turney, Whitten, Witt and Wood of the House of Representatives;—49.

Messrs. Allen of Green, Hacker, Stadden and Wood of the Senate, and

Messrs. Crain, Dougherty, Happy, Lyons, Paullen, and Shields, of the House of Representatives, voted for Mr. Murphy.—10.

John D. Whitesides, having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Treasurer of the State of Illinois.

The two Houses then proceeded to the election of Attorney General, and upon the vote being taken,

Usher F. Linder, received sixty votes,
Benjamin Bond, received fifty-four votes,
Scattering, twelve votes.

Those who voted for Mr. Linder, were

Messrs. Borough, Hacker, Maxwell, Mills, Noel, Parker, Parrish, Pruyn, Warren, Weatherford and Wood, of the Senate, and

Messrs. Barnett, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lane, Leary, Logan, McCowen, McClermand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Paullen, Ralston, Reddick, Scarborough, Shields, Smith of Madison, Stone, Turley, Turney, Walker of Cook, Walker of Morgan, Whitten, Witt and Wood, of the House of Representatives;—60.

Those who voted for *Mr. Bond*, were

Messrs. Allen of *McLean*, *Browning*, *Butler*, *Edwards*, *Fletcher*, *Gatewood*, *Hamlin*, *Herndon*, *Lane*, *McLaughlin*, *Murray*, *O'Rear*, *Owen*, *Reilly*, *Ross*, *Servant*, *Thomas*, *Vance*, *Whiteside* of *Monroe*, *Whiteside* of *Pope*, *Wight* and *Mr. Speaker* of the Senate, and

Messrs. *Aldrich*, *Ball*, *Bently*, *Charles*, *Cullom*, *Dawson*, *Dubois*, *Edwards*, *Elkin*, *Green* of *St. Clair*, *Hardin*, *Hogan*, *Hucy*, *Hunt*, *Lagow*, *Lincoln*, *Lyons*, *McCormick*, *McMurtry*, *Minshall*, *Moore* of *St. Clair*, *Murphy* of *Vermillion*, *Nowlin*, *O'Neal*, *Rawalt*, *Smith* of *Wabash*, *Stuart*, *Stuntz*, *Thompson*, *Voris*, *Webb* and *Wheeler* of the House of Representatives;—54.

Messrs. Allen of *Green*, *Stadden* and *Turney* of the Senate, and

Messrs. *Able* and *Carpenter* of the House of Representatives, voted for *Mr. Shields*;—5.

Mr. Craig of the Senate, and *Mr. Galbreath* of the House of Representatives, voted for *Mr. Fisk*;—2.

Messrs. *Hackelton* and *Mitchell* of the Senate, and *Mr. Pace*, voted for *r. Prickett*;—3.

Mr. Atwater, of the House of Representatives, voted for *Mr. Eddy*;—1.

Mr. Speaker of the House of Rep's. voted for *Mr. Pierson*.—1

No person having received a majority of all the votes given, the two houses proceeded to take another vote, when

Mr. Linder received 65 votes; *Mr. Bond* received 54 votes; Scattering;—7.

Those who voted for *Mr. Linder*, were

Messrs. Allen of *Green*, *Borough*, *Hacker*, *maxwell*, *mills*, *Noel*, *Parker*, *Parrish*, *Pruyne*, *Stadden*, *Turney*, *Warren*, *Weatherford* and *Wood*, of the Senate, and

essrs. *Able*, *Barnett*, *Cloud*, *Courtright*, *Craig*, *Crain*, *Davidson*, *Dement*, *Diarman*, *Dollens*, *Dougherty*, *Douglass*, *Dunbar*, *Edmonston*, *English*, *Enloe*, *French*, *Green* of *Clay*, *Hankins*, *Happy*, *Harris*, *Hinshaw*, *Lagow*, *Lane*, *Leary*, *Logan*, *McCormick*, *McCowen*, *McClernand*, *madden*, *marrs*, *miner*, *moore* of *McLean*, *morton*, *murphy* of *Perry*, *Naper*, *Odam*, *Paullen*, *Ralston*, *Reddick*, *Scarborough*, *Shields*, *Smith* of *madison*, *Turley*, *Turney*, *Walker* of *Cook*, *Walker* of *morgan*, *Whitten*, *Witt* and *Wood*, of the House of Representatives;—65.

Those who voted for *Mr. Bond*, were

messrs. Allen of McLean, Browning Butler, Edwards, Fletcher, Gatewood, Hamlin, Herndon, Lane, McLaughlin, murray, O'Rear, Owen, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Monroe, Whiteside of Pope, Wight and Mr. Speaker of the Senate, and

messrs. Aldrich, Ball, Bently, Charles, Cullom, Dawson, Dubois, Edwards, Elkin, Galbreath, Green of St. Clair, Hardin, Hogan, Huey, Hunt, Lincoln, Lyons, McMurry, Minshall, Moore of St. Clair, Murphy of Vermillion, Nowlin, O'Neill, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Webb and Wheeler, of the House of Representatives;—54.

Mr. Hackelton of the Senate, and

Messrs. Atwater and Carpenter, of the House of Representatives, voted for Mr. Prickett;—3.

Mr. Craig of the Senate, voted for Mr. Fisk;—1.

Mr. Mitchell of the Senate, voted for McConnell;—1.

Mr. Pace of the House of Representatives, voted for Mr. Stickney;—1.

Mr. Speaker of the House of Representatives, voted for Mr. Pierson;—1.

Mr. Linder, having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Attorney General of the State of Illinois.

The two houses then proceeded to the election of a Public Printer, and upon the vote being taken,

William Walters, received 103 votes,

William Hodge, received 5 votes,

Robert K. Fleming, received 2 votes,

Scattering 14 votes.

Those who voted for Mr. Walters, were

messrs. Allen of Green, Borough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Lane, Maxwell, McLaughlin, Mitchell, murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood, of the Senate.

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lin-

der, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, moore of mcLean, murphy of Perry, murphy of Vermillion, Naper, Nowlin, Odam, Oneille, Pace, Paulsen, Ralston, Rawalt, Reddick, Scarborough, Shield, Smith of madison, Smith of Wabash, Stone, Stuntz, Thompson, Turley, Turney, Walker of Cook, Webb, Wheeler, Whitten, Witt and mr. Speaker;—103.

Those who voted for mr. Hodge, were
mr. Hamlin, of the Senate, and
messrs. Cullom, Hardin, Lincoln, and Voris, of the House of Representatives;—5.

mr. mills, and mr. Speaker of the Senate, voted for mr. McDowell.

mr. Bond, and mr. Fletcher of the Senate, voted for mr. Fleming.

mr. Servant, of the Senate, voted blank.

mr. Thomas, of the Senate, voted for Samuel S. Brooks.

mr. Vance, of the Senate, voted for mr. Lovelace.

mr. Dubois, of the House of Representatives, voted for S. T. Sawyer.

mr. Edwards, of the House of Representatives, voted for R. Blackwell.

mr. Happy, of the House of Representatives, voted for A. G. Edwards.

mr. Lyons, of the House of Representatives, voted for mr. Douglass.

mr. McCormick, of the House of Representatives, voted for Geo. Forquer.

mr. Minshall, of the House of Representatives, voted for A. Dunlap.

mr. Morton, of the House of Representatives, voted for Doct. Lyons.

mr. Moore of St. Clair, of the House of Representatives, voted for mr. Fleming.

mr. Stuart, of the House of Representatives, voted for Jones & Lucas.

mr. Wood, of the House of Representatives, voted for H. T. Pace.

Mr. Walters having received a majority of all the votes given, was by the Speaker of the House of Representatives, declared duly elected Public Printer of the State of Illinois.

The two Houses then proceeded to elect a Warden of the

Penitentiary, and upon the vote being taken,

William Otwell received forty-five votes; Benjamin S. Enloe, received thirty-eight votes; John Bruner received thirty-one votes; Mr. Long received 12 votes.

Those who voted for Mr. Otwell, were

Messrs. Allen of McLean, Borough, Browning; Butler, Craig, Edwards, Gatewood, Hamlin, Herndon, Mills, O'Rear, Parker, Pruyne, Servant, Thomas, Vance, Wight and Mr. Speaker, of the Senate. And

Messrs. Aldrich, Ball, Charles, Craig, Cullom, Dawson, Dubois, Edmonston, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln, Lyons, McCown, McMurtry, Minshall, Naper, Rawalt, Smith of Wabash, Stone, Stuart, Thompson, Voris, Webb, and Wheeler, of the House of Representatives.—45.

Those who voted for Mr. Enloe, were

Messrs. Fletcher, Hacker, Lane, Maxwell, Parrish, Warren, and Whiteside of Pope, of the Senate.

Messrs. Able, Barnett, Carpenter, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollens, Douglass, Dunbar, English, Galbreath, Green of Clay, Hankins, Lagow, Leary, Linder, Logan, McCormick, McClernand, Marrs, Murphy of Perry, Murphy of Vermillion, Odam, Ralston, Scarborough, Turley, Witt and Wood, of the House of Representatives.—38.

Those who voted for Mr. Bruner, were

Messrs. Hackelton, McLaughlin, Mitchell, Noel, Reilly, Stadden, Turney, Weatherford, and Whiteside of Monroe, of the Senate.

Messrs. Atwater, Bentley, Cloud, French, Happy, Harris, Henshaw, Lane, Madden, Minor, Moore of McLean, Morton, O'Neill, Pace, Paullen, Reddick, Smith of Madison, Turney, Walker of Cook, Walker of Morgan, Whitten and Mr. Speaker of the House of Representatives.—31.

• Those who voted for Mr. Long, were

Messrs. Allen of Green, Bond, Murray, Owen, Ross and Wood, of the Senate. And

Messrs. Green of St. Clair, Huey, Moore of St. Clair, Nowlin, Shield and Stuntz, of the House of Representatives.—12.

No person having received a majority of all the votes given, the vote was taken a second time and stood thus:

**Benjamin S. Enloe, received forty-six votes,
William Otwell, received thirty-eight votes,
John Bruner received thirty-one votes, and
Mr. Long received ten votes.**

**Those who voting for Benjamin S. Enloe, were
Messrs. Fletcher, Hacker, Lane, Maxwell, Parker, Parrish,
Pruyne, Warren, and Whiteside of Pope, of the Senate, and
Messrs. Able, Barnett, Carpenter, Courtright, Crain, David-
son, Davis, Dement, Diarman, Dollins, Dougherty, Douglass,
Dunbar, Edmonston, English, French, Galbreath, Green of
Clay, Hankins, Happy, Lagow, Leary, Linder, Logan,
McCormick, McMurtry, McClernand, Marrs, Murphy of
Perry, Odam, Paullen, Ralston, Scarborough, Turley, Voris,
Witt and Wood, of the House of Representatives.—46.**

**Those who voted for William Otwell, were
Messrs. Allen of McLean, Borough, Browning, Butler,
Edwards, Hamlin, Herndon, mills, O'Rear, Servant, Thomas,
Vance, and Mr. Speaker of the Senate, and**

**Messrs. Aldrich, Ball, Charles, Craig, Cullom, Dawson
Dubois, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln
Lyons, McCown, Minshall, Murphy of Vermillion, Naper
O'Neill, Rawalt, Stone, Stuart, Thompson Webb and Wheeler
of the House of Representatives.—38.**

**Those voting for Mr. Bruner, were
Messrs. Allen of Green, Craig, Hackelton, McLaughlin,
Mitchell, Noel, Reilly, Stadden, Turney, Weatherford and
Whiteside of Monroe, of the Senate; and**

**Messrs. Atwater, Bently, Cloud, Harris, Henshaw, Lane,
Madden, Minor, Moore of McLean, Morton, Nowlin, Pace,
Reddick, Smith of Madison, Smith of Wabash, Turney,
Walker of Cook, Walker of Morgan, Whitten and Mr.
Speaker of the House of Representatives.—31.**

**Those voting for Mr. Long, were
messrs. Bond, Murray, Owen, Ross and Wood, of the
Senate; and**

**Messrs. Green of St. Clair, Huey, Moore of St. Clair,
Shields and Stuntz, of the House of Representatives.—10.**

**No person having received a majority of all the votes given,
the vote was taken a third time.**

Benjamin S. Enloe received seventy-eight votes.

William Otwell received twenty-two votes.

John Bruner received nineteen votes. And

Mr. Long received four votes.

Those voting for Benjamin S. Enloe, were

Messrs. Fletcher, Hacker, Lane, Maxwell, O'Rear, Owen, Parker, Parrish, Pruyn, Stadden, Thomas, Vance, Warren, Whiteside of Pope, and Wood, of the Senate. And

Messrs. Able, Aldrich, Ball, Barnett, Bentley, Carpenter, Charles, Courtright, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollens, Dougherty, Douglass, Dunbar, Edmonston, Elkin, English, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Huey, Lagow, Leary, Linder, Logan, Lyons, McCormick, McCown, mcmurtry, McClernand, Marrs, Minshall, Morton, Murphy of Perry, murphy of Vermillion, Naper, Nowlin, Odam, Oneille, Paulsen, Ralston, Rawalt, Scarborough, Shield, Smith of Wabash, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Witt and Wood, of the House of Representatives.—78.

Those voting for William Otwell, were

Messrs. Allen of McLean, Borough, Browning, Butler, Edwards, Hamlin, Herndon, mills, Ross, Servant, Weatherford and Mr. Speaker of the Senate; and

Messrs. Craig, Cullom, Dubois, Edwards, Hogan, Hunt, Lincoln, Stone, Stuntz and Thompson, of the House of Representatives.—32.

Those voting for Mr. Bruner, were

Messrs. Allen of Green, Craig, Hackelton, McLaughlin, Mitchell, Noel, Reilly, Turney and Whiteside of Monroe, of the Senate. And

Messrs. Atwater, Cloud, Henshaw, Lane, Madden, Moore of McLean, Pace, Reddick Smith of Madison, and Mr. Speaker of the House of Representatives.—19.

Those voting for Mr. Long, were

Messrs. Bond and Murray, of the Senate. And

Messrs. Green of St. Clair, and moore of St. Clair, of the House of Representatives.—4

Mr. Enloe having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Warden of the Penitentiary of the State of Illinois.

The two Houses then proceeded to the election of a Commissioner of Salines for the Gallatin Saline Lands;

When the vote being taken, stood thus:

Joseph Hays, received eighty-two votes,

Scattering, seven votes.

Those who voted for Joseph Hays, were

Messrs. Allen of Green, Borough, Browning, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Lane, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Pruyn, Reilly, Ross, Servant, Stadden, Thomas, Turney, Weatherford, Whiteside of Monroe, Wood and Mr. Speaker of the Senate; and

Messrs. Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Cloud, Courtright, Craig, Cullom, Davis, Davidson, Dement, Diarman, Dollens, Dougherty, Douglass, English, French, Galbreath, Green of Clay, Green of St. Clair, Hardin, Harris, Henshaw, Hogan, Hunt, Lagow, Lane, Leary, Logan, McCown, McClernand, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Oneille, Pace, Ralston, Rawalt, Smith of Wabash, Stone, Stuntz, Turley, Turney, Walker of Cook, Webb, Wheeler, Whitten, Witt and Mr. Speaker of the House of Representatives.—82.

Mr. Butler of the Senate, and Mr. Dubois of the House of Representatives, voted for Mr. Gatewood.

Mr. Parker, of the Senate, voted for Mr. Granger.

Mr. Dunbar, of the House of Representatives, voted for Mr. Dubois.

Mr. Happy, of the House of Representatives, voted for Mr. Butler.

Mr. Huey, of the House of Representatives, voted for Mr. Dunbar.

Mr. Stuart, of the House of Representatives, voted for Mr. Happy.

Joseph Hays, having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Commissioner of Salines for the Galatin Saline Lands.

The two Houses then proceeded to the election of Judges of Probate, by ballot.

Mr. Turney of the Senate, and Mr. Douglass of the House of Representatives, having been appointed Tellers, and an election having been had for Judges of Probate in the counties of Cook, Jackson, Will, Clay and Kane;

The following persons were found to have respectively received a majority of all the votes given, and were accordingly, by the Speaker of the House of Representatives, declared duly elected Judges of Probate in and for their respective counties, viz:

For the county of Cook, Charles B. Dyer.
 For the county of Jackson, Daniel H. Brush.
 For the county of Will, Hugh Henderson.
 For the county of Clay, Francis B. Thompson.
 For the county of Kane, Mark Daniels.

Whereupon,
 The Honorable, the Senate then returned to their chamber. And,

On motion,

The Senate adjourned until to-morrow 2 o'clock P. M.

TUESDAY, JANUARY 17, 1837. 2 o'clock P. M.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;"

"An act to locate a state road in the county of Edgar;"

"An act to incorporate the Lacon Academy."

"An act to incorporate the town of Whitehall and for other purposes;"

"An act to change the name of the town of Columbia;"

"An act to change the name of the town of Liberty;"

And,

"An act to locate a state road from Macomb to the Mississippi river opposite Burlington."

Mr. Weatherford proposed for adoption the following resolution, viz:

Resolved by the Senate, That the Auditor of Public Accounts, be requested to report to this House the number of acres of Saline Lands remaining unsold in this State, and where such lands lie.

Which lies one day on the table.

A message from the Council of Revision by Mr. Owens, their clerk:

MR. SPEAKER:—I am directed by the Council of Revision, to inform the Senate, that they have approved bills of the following titles, viz:

“An act to change the name of Watson James Filley,”

“An act to locate a state road from Shelbyville in Shelby county, to Danville in Vermilion county,”

“An act in relation to the title of School and Canal Lands,”

“An act to amend an act entitled an act for the appointment of Notaries Public,” approved December 30, 1828;

“An act for the relief of the purchasers of Saline Lands;”

“An act to amend an act entitled, an act concerning the towns of Pittsfield and Chester;”

“An act declaring certain roads herein mentioned, state roads;”

“An act to locate a state road from Ottawa in La Salle county, to Napersville in Cook county;” and

“An act to establish the county seat of Iroquois county.”

And he withdrew.

Mr. Hacker asked and obtained leave to introduce a bill for,

“An act requiring the Auditor to issue his warrant in favor of certain road commissioners;”

Which was read, and

Ordered to a second reading.

Mr. Ross, from the select committee, to which had been referred the petition of sundry citizens of Pike county, for a state road from Atlas via Rockport to Adams county line,

Reported a bill for

“An act to locate a state road from Atlas in Pike county, to the south line of Adams county,”

Which was read, and

Ordered to a second reading.

Mr. Thomas, from the select committee to which was referred the petition of the citizens of Lynnville &c.

Reported a bill for

“An act to incorporate the town of Lynnville, and creating a Justices’s District,”

Which was read, and

Ordered to a second reading.

The engrossed bills of the following titles, viz:

"An act to incorporate the Mississippi and Illinois Canal Company;"

"An act to incorporate the Mississippi and Illinois Rail Road Company;" and

"An act to locate a state road from Ottawa to Grandatour, and thence north to intersect a state road from Peoria to Galena,"

Were severally read the third time and passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The engrossed bill entitled,

"An act for the erecting of a Recorder's and Clerk's office in Sangamon county,"

Was read the third time, and

On motion of Mr. Fletcher,

Said bill was laid on the table.

On motion of Mr. Ross,

The order referring the bill from the House of Representatives, entitled,

"An act to make the Clerks of the county commissioners' courts, County Treasurers, Public Administrators and Notaries Public, elective by the people;"

And proposed amendment, to the committee of the whole Senate for to-day, was postponed and made the order of the day for some day after to-morrow.

Mr. Hacker from the committee on State Roads, to which had been referred the petition of sundry citizens of Coles county, praying that a certain road therein named, be vacated,

Reported a bill, for

"An act to vacate part of a state road therein named;"

Which was read, and

Ordered to a second reading.

On motion,

The Senate adjourned.

WEDNESDAY, JANUARY 18, 1837.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on Enrolled Bills reported, That on this day they laid before the Council of Revision, bills of the following titles, viz:

"An act to legalize certain process in the 3d and 5th Judicial circuits;"

"An act to change the name of Free Frank;"

"An act concerning the town of Exeter in Morgan county,"

"An act to legalize the incorporation of Pekin,"

"An act to appoint Commissioners to locate a state road from William Crow's to Jacksonville;"

"An act to locate a state road in the county of Edgar,"

"An act to incorporate the Lacon Academy;"

"An act to incorporate the town of Whitehall, and for other purposes,"

"An act to change the name of the town of Columbia,"

"An act to change the name of the town of Liberty,"

"An act to locate a state road from Macomb to the Mississippi river opposite Burlington."

And that they have delivered to the Governor the resolution relative to the relinquishment of the 16th section.

Mr. Maxwell, presented the petition of sundry citizens of Rushville, asking an extension of their corporate powers;

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Maxwell, Mitchell and McLaughlin, be that committee.

Mr. Gatewood presented the petition of sundry citizens of Gallatin county, asking an appropriation for a certain road therein named;

Which was,

On his motion,

Referred to the committee on State Roads.

Mr. Speaker presented the remonstrance of sundry citizens of White and Gallatin counties against the division of said counties;

Which was,

On motion of Mr. Gatewood,

Referred to the Committee on Petitions.

Mr. Mills presented the petitions of sundry citizens of Edwards county, in relation to the resident land tax, which was

On his motion,

Referred to the committee on Finance.

Mr. Thomas from the committee on the Judiciary, which was instructed to enquire into the expediency of prohibiting the circulating of Bank notes, of a less denomination than five dollars,

Reported a bill entitled,

"An act prohibiting the circulation of small Bank notes;"

Which was read, and

Ordered to a second reading.

Mr. Butler from the select committee to which was referred the engrossed bill, entitled,

"An act to organize Henry county,"

Reported the same back with amendments,

Which were read and concurred in.

On the question shall said bill pass?

It was decided in the affirmative,

Ordered, That the title of the bill be as aforesaid, and the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Herndon, from the select committee, to which was referred the petition of sundry citizens of Sangamon county requesting the re-location of a certain state road,

Reported a bill for

"An act to locate a state road therein named;"

Which was read, and

Ordered to a second reading.

Mr. Bond, from the committee on Petitions, to which were referred the petitions of James M. and P. Miller, praying the passage of

"An act, authorizing them to sell certain lands therein named," and

The petition of William P. Hall, and others, asking the authority to deed certain land,

Reported the same back, and asked to be discharged from the further consideration of said petitions,

Which were granted, and

On motion of Mr. Bond,

Said petitions were referred to the committee on the Judiciary.

A message from the House of Representatives, by Mr. Prickett their Clerk:

MR. SPEAKER,—I am directed by the House of Representatives, agreeable to the request of the Senate, to lay before the Senate a copy of the communication of the Inspectors of the Penitentiary, in relation to the re-location of the Penitentiary.

They have concurred with the Senate in their amendment to the bill from the House of Representatives, entitled

“An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem,” as amended by them, in which they ask the concurrence of the Senate.

They have adopted the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee of ten on the part of the House, and five on the part of the Senate, be appointed to enquire into the expediency of submitting to the people of this State at their next general election, the propriety of calling a convention to revise and amend our State Constitution, and that they report;

And have appointed Messrs. Turney, French, Stone, Minshall, Linder, McClernand, Voris, Courtright, Dubois and Madden, the committee on their part.

In the adoption of which they ask the concurrence of the Senate.

They have also adopted the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring hereing,) That the public officers hereby be requested to furnish the joint select committee to whom was referred that part of the Governor's Message relating to the public buildings a full statement of the property and materials, appertaining to the old State House, which were sold by them, and the full amount arising from the sale of the same,

In the adoption of which they ask the concurrence of the Senate.

They have passed a bill of the following title, viz:

“An act to locate a state road from York to New Richmond, in the county of Clark;”

In the passage of which they ask the concurrence of the Senate.

And he withdrew.

Mr. Ross, from the select committee to which had been referred the petition of sundry citizens of Griggsville, reported

a bill, entitled "an act to incorporate the Pike county mutual Fire Insurance Company," which

Was read, and

Ordered to a second reading.

Mr. Ross, from the select committee to which was referred the petition of sundry citizens of Pike and Calhoun counties for a state road from opposite Clarksville in Missouri, to Pittsfield, in Pike,

Reported a bill for

"An act to locate a state road from opposite Clarksville, at the ferry in Calhoun county, to intersect the state road near Pittsfield, in Pike county,

Which was read, and

Ordered to a second reading.

Mr. Thomas from the committee on Finance which was instructed to enquire into the expediency of increasing the salary of Circuit Judges,

Reported a bill for

"An act fixing the salary of the Circuit Judges;"

Which was read, and

Ordered, to a second reading.

Mr. Orear presented the petition of the President and directors of the Beardstown and Sangamon Canal Company, requesting an amendment to the charter of said company,

Which was read, and

On motion of Mr. Orear,

Referred to the committee on Canals and Canal lands.

Mr. Browning, from the committee on the Judiciary, to which had been referred the petition of W. P. Hall, and others, and the petition of James M. and Polly Miller, both petitioners praying for the passage of a law to authorize them, to sell certain real estate therein named;

Also, a bill for

"An act for the relief of the minor heirs of James Marshall deceased;"

And a bill entitled,

"An act for the relief of Polly Walters, Administratrix, and John Ellis, Administrator of Hiram Walters, deceased,"

Report—

That the relief prayed for by W. P. Hall and others, and that sought for by the two bills above mentioned, can be obtained by application to the Courts of the country, and that they all relate to matters which properly belong to the judi-

cial department of the government, and that the Legislature cannot constitutionally act in relation to them.

The petition of James M. and Polly Miller states, that the land mentioned therein was willed to Polly Miller, and her heirs, and pray for the passage of an act to authorize its sale. The said will is not before your committee; they are not apprised of its contents, and for aught they know its provisions might be changed or contravened by the passage of a law conformable to the prayer of the petition. Your committee therefore, return both of said petitions, and ask to be discharged from the further consideration thereof.

They also report back both of the bills above mentioned without amendment, and recommend their rejection; and thereupon

Ordered, That the committee be discharged from the consideration of said petitions.

The question was then put upon concurring with the committee in the rejection of the passage of said bills, and decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Ross submitted the following resolution viz:

Resolved by the Senate, (the House of Representatives concurring herein) That a joint select committee of two on the part of the Senate, and three on the part of the House of Representatives, be appointed, whose duty it shall be, to examine into the condition and financial concerns of the State Bank of Illinois, and whether the Bank has violated its charter, by refusing to redeem its notes in specie, when lawfully required so to do, or whether it has been guilty of any practices contrary to the spirit and letter of its charter, with a view of ascertaining whether said Bank would be a safe and proper depository for the public moneys of this State; and further, to ascertain the practicability and expediency of the State's subscribing the \$100,000 of stock reserved to the State in the charter. The committee are authorised, should they deem it necessary, to go to said Bank at Springfield, and after having made a full and complete examination in the premises, they shall forthwith make a report of all the facts in relation to the subject referred, together with their opinions of the expediency of the States subscribing for said stock, and of making said Bank a depository of the public money of the State: and for the purpose of perfecting the examination, the said com-

mittee may examine witnesses under oath, touching the subject matter referred to in this resolution.

Which lies one day on the table.

Mr. Gatewood moved the adoption of the following resolutions, viz:

Resolved, That the committee on Finance be instructed to report a bill providing for the safe keeping of the public moneys belonging to the State of Illinois, of whatsoever nature or description, and that said committee also fix the amount of the Treasurer's bond, according as the new duties imposed, and the increase of the public revenue augment his liabilities.

Resolved, That it is inexpedient to establish a Bank upon the funds of the State, derivable either from canal lands, or the school fund, or the distributive share of the State of the surplus revenue of the United States, to be exclusively under the control of the officers appointed by the State.

1. Because the public money would be wasted by men who, appointed by the State, have no inducement to abstain from making loans of a character that could not be collected.

2. Because we have sufficient proof of the correctness of the foregoing proposition, by recurring to the history of the State Bank of Illinois, established in 1821, and which is the fruitful source of all our present financial embarrassments.

3. Because an institution thus formed would be, most of all others, likely to degenerate in all its departments, into a mere political machine, in the hands of whatever party might be uppermost, or form a party of itself destructive of every other in its way.

4. Because the profits derivable to the State from such an institution, would be not only incompatible with the dignity of the State, but would scarcely be sufficient to defray the expenses of such an institution.

5. Because whatever funds the State might have at its disposal, or could acquire, could be appropriated to works of Internal Improvement and to education, with infinitely more advantage, both political, moral and pecuniary.

Which lie one day on the table.

Mr. Weatherford, on leave given, introduced a bill entitled,

"An act to amend 'an act regulating the salaries, fees, and compensation of the several officers and persons therein mentioned, approved February 19th, 1827.'"

Which was read, and

Ordered to a second reading.

Mr. Pruyn, from the select committee to which had been referred the petition of Lyman Wooster, and others,

Reported a bill, entitled,

"An act to authorise Lyman Wooster and Asher Holmes, to build a mill dam across the Kankakee river."

Which was read, and

Ordered to a second reading.

Mr. Allen of McLean, introduced the petition of sundry citizens of McLean and Champaign counties, praying the location of a State road,

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Vance, and Parker, be that committee.

Mr. Riley moved the adoption of the following resolution, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That no new business will be received after the 8th of February next.

That both Houses of this General Assembly adjourn *sine die* on the 26th February, 1837; in the adoption of which they ask the concurrence of the House of Representatives.

Which lies one day on the table.

Mr. Thomas, on leave given, introduced a bill, entitled "An act to establish free schools throughout the State,"

Which was read, and

Ordered to a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and the bill was read a second time by its title, and

On motion of Mr. Gatewood,

Ordered to lie on the table, and that 200 copies thereof be printed.

Mr. Maxwell, from the select committee to which had been referred the bill with the amendment, entitled,

"An act prescribing the mode of summoning Grand and Petit Jurors, and defining their qualifications and duties," approved February 13th, 1835,

Reported the same back without amendment, whereupon,

On motion of Mr. Murray,

They were laid on the table.

A message from the Governor by Mr. Field, Secretary of State.

MR. SPEAKER—I am directed to lay before the Senate a communication from the Governor.

And he withdrew.

Whereupon **MR. SPEAKER** laid before the Senate the following communication with the accompanying documents, therein referred to, viz:

EXECUTIVE DEPARTMENT, }
Vandalia, January 18th, 1837.

To the Honorable,

the **SPEAKER** of the Senate:

SIR: In compliance with a resolution of the Senate of the 17th December, requesting this Department to open a correspondence with the different Banks in this State, in relation to the terms on which they will receive from the State the deposit of the Surplus revenue, I have the honor herewith to state, that I have complied with the request of the Senate, by addressing communications to the Presidents of the State Bank of Illinois, and the Bank of Illinois. The answer of the President of the State Bank was transmitted to the Senate some weeks since, and I herewith enclose to you a communication of the agents of the Bank of Illinois, containing the terms upon which that institution will receive the deposits from the State.

I have the honor to be, sir &c.

JOSEPH DUNCAN.

Which was read, and

On motion of Mr. Gatewood,

Referred together with the accompanying documents to the committee on Finance.

On motion of Mr. Gatewood,

The Senate adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Herndon,
The bill entitled

"An act for the safe keeping of runaway slaves and servants" heretofore laid on the table, was taken up and amended by adding three following sections, viz:

"Sec. 8. That nothing herein shall be so construed as to authorise the said Warden to retain such negroes and mulattoes; any longer than they shall produce their free papers, such as are required by the laws of the State.

"Sec. 9. After said negroes or mulattoes may be set at liberty, they shall have thirty days to enter into bond for their good behaviour, in conformity with the laws of this State, and should they fail to do so, such negro or mulatto shall be subject to be re-taken up again, and shall be treated as though they had no evidence of their freedom.

"Sec. 10. That before the Warden shall set at liberty such negro or mulatto, he shall indorse upon the face of such negro's or mulatto's free papers the conditions upon which they are set at liberty."

Mr. Borough moved to indefinitely postpone the further consideration of the aforesaid bill,

Which was decided in the negative, by Ayes and Noes, as follows, viz:

Those voting in the affirmative, are

Messrs. Allen of Greene, Borough, Fletcher, Noel, Parker and Weatherford—6.

Those voting in the negative, are

Messrs. Allen of McLean, Browning, Butler, Craig, Edwards, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, McLaughlin, Mitchell, Murray, O'Rear, Owen, Parish, Pruyne, Reiley, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Whiteside of Monroe; Whiteside of Pope, Wight, Wood and Mr. Speaker.—32.

On motion of Mr. Hacker,

The said bill was further amended by adding the following viz:

"Provided, It shall be the duty of the Warden of the Penitentiary to keep said negroes and mulattoes separate from the convicts, except when at labour."

Ordered, That said bill be engrossed, and read a third time as amended.

Mr. Parker moved the adoption of the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of so amending the laws in relation to the Justices of the Peace, as to limit their jurisdiction in all civil suits to the justice district in which the defendant may reside.

Which lies one day on the table.

Mr. Servant moved that the rule of the Senate be dispensed with, and that the resolution this day submitted by Mr. Ross, in relation to the State Bank, &c., be now considered.

Which was not agreed to.

The bill entitled

"An act requiring the Auditor to issue his warrant, in favor of certain road commissioners,"

Was read a second time, and

On motion of Mr. Hacker,

Referred to the committee on Finance.

The bills of the following titles, viz:

"An act to locate a state road from Atlas, in Pike county, to the south line of Adams county."

"An act to incorporate the town of Lynnville, and creating a Justice's district," and

"An act to vacate part of a state road, therein named,"

Were severally read a second time, and

Ordered to be engrossed for a third reading.

The resolution introduced yesterday by Mr. Weatherford, requesting the Auditor of Public Accounts to report to this house the number of acres of Saline lands, remaining unsold in this state, and where such lands lie, was taken up, and

On motion of Mr. Weatherford,

Amended by adding thereto the following words, viz:

"And what incumbrance, if any, upon them by lease or otherwise."

Whereupon the resolution was adopted as amended.

The communication of the Inspectors of the Penitentiary in relation to the re-location of the Penitentiary.

Was read, and

On motion of Mr. Thomas,

Laid on the table.

The amendment of the House of Representatives to the

amendment of the Senate to the bill from the House of Representatives, entitled

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem,"

Was read, and

On motion of Mr. Hacker,

Laid on the table.

The resolution from the House of Representatives, having for its object the appointment of a joint select committee of ten on the part of the House of Representatives, and five on the part of the Senate, to enquire into the expediency of submitting to the people of this State, at their next general election, the propriety of calling a convention to revise and amend our State Constitution, and report, &c., was read.

Mr. Gatewood moved to lay said resolution on the table, and

On motion of Mr. Bond,

Said motion was amended by making said resolution the order of the day for Wednesday next.

The question then recurring upon the motion as amended, It was decided in the affirmative.

The resolution from the House of Representatives, requesting the Public officers to furnish the joint select committee, to whom was referred that part of the Governor's Message relating to the Public Buildings, a full statement of the property and materials appertaining to the old State House, which were sold by them, and the full amount arising from the sale of the same,

Was read, and

And on motion of Mr. Ross,

Amended by adding after the words "old State House," the words "and other public buildings."

The question then recurring on concurring with the House of Representative in the adoption of said resolution, and was Decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence in the said amendment of the Senate to said resolution.

The bill from the House of Representatives for locating a state road from York to New Richmond, in Clark county,

Was read, and

Ordered to a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

On motion of Mr. Parker,

Referred to a select committee.

Ordered, That Messrs. Parker, Mills, and Allen of Green, be that committee.

On motion,

The Senate Adjourned.

THURSDAY, JANUARY 12th, 1837.

The Senate met pursuant to adjournment.

Mr. Gatewood introduced several petitions of sundry citizens of the counties of White and Gallatin, praying the creation of a new county from the said counties of Gallatin and White, which were,

On motion of Mr. Gatewood,

Referred to the committee on Petitions.

Mr. Allen of McLean, introduced the petition of Matthew Robb, and others, praying the re-location of a state road, which was

On motion of Mr. Allen of McLean,

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Hamlin and Mitchell, be that committee.

Mr. Thomas, from the committee on Canals and Canallands, to which was referred the bill for "authorizing A. W. Cavalry and others, to build a mill dam across the grand rapids of the Illinois river,"

Reported said bill back without amendment, and recommended its rejection by the Senate.

Mr. Turney moved that the said bill be laid on the table,

Which was decided in the negative, whereupon

The question was put upon ordering said bill to be engrossed for a third reading,

And decided in the negative.

Mr. Thomas introduced the petition of sundry citizens of the county of Ogle, praying a division of said county,

Which was on his motion

Referred to the same select committee to which other petitions on the same subject had been referred.

Mr. Thomas from the committee on Canals and Canal lands,

Reported a bill entitled,

"An act to protect the Canal lands against trespasses,"

Which was read, and

Ordered to a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and the bill

Was read a second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Browning, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act for a State road from Peoria in Peoria county, to Quincy, in Adams county,"

Reported the same back with sundry amendments,

Which were read and concurred in.

Whereupon said bill was

Ordered to a third reading as amended.

Mr Murray, from the select committee to which had been referred the bill entitled

"An act to regulate proceedings by attachment before justices of the peace,"

Reported said bill back with sundry amendments,

Which were read and concurred in.

And then said bill was

Ordered to be engrossed for a third reading as amended.

On motion of Mr. Ross,

The resolution yesterday introduced and laid on the table, having for its object the appointment of a joint select committee to examine into the proceedings and financial concerns of the State Bank of Illinois,

Was taken up for consideration, and

On motion of Mr. Gatewood,

Amended by adding thereto the following, viz:

"*Resolved*, That a joint select committee of one on the part of the Senate, and two on the part of the House of Representatives be appointed to examine into the affairs and condition of the Bank of Illinois located at Shawneetown, and also to examine into the conduct and management of said Bank, with a view to ascertain whether said Bank would be a safe depository of the public moneys of this State, and that said committee make report with convenient despatch, of the facts elicited. And for

the purpose of effecting the objects of this resolution, said committee may proceed to Shawneetown, and request such examination of the affairs of said Bank.

Mr. Noel moved that the vote just taken on Mr. Gatewood's amendment be re-considered,

Which was decided in the negative, ayes 13, noes 26.

Those voting in the affirmative, are

Messrs. Allen of Greene, Allen of McLean, Butler, Craig, McLaughlin, Noel, Parker, Parrish, Reilly, Vance, Weatherford, Whiteside of Monroe, and Mr. Speaker.

In the negative,

Messrs. Borough, Browning, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, Mills, Mitchell, Murray, Orear, Owens, Pruyn, Ross, Servant, Stadden, Thomas, Turney, Warren, Whiteside of Pope, Wight and Wood.

Mr. Herndon,

Moved that the resolution be further amended, by adding thereto the following, viz:

"That they also enquire of said State Bank of Illinois, so called, the amount of money loaned by said Bank in 1836, to the citizens of this State, and the amount loaned to persons out of this State."

Which was decided in the negative,

Ayes 14, Noes 25.

Those voting in the affirmative, are

Messrs. Allen of Greene, Borough, Craig, Hackelton, Hacker, Herndon, Maxwell, Noel, Parker, Parrish, Stadden, Turney, Weatherford and Wood.

In the negative,

Messrs. Allen of McLean, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Lane, McLaughlin, Mills, Mitchell, Murray, Orear, Pruyn, Reilley, Ross, Servant, Thomas, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight, and Mr. Speaker.

Mr. Ross asked to be excused from voting on the foregoing question, which was not agreed to.

Mr. Herndon moved further to amend the resolution by adding thereto the following words, viz:

"That they also enquire into the organization of said State Bank of Illinois, so called, the amount of money loaned by said Bank in 1836; to whom loaned, and their place of residence."

Which was decided in the negative,

Ayes 17, Noes 22.

Those voting in the affirmative, are

Messrs. Allen of Greene, Borough, Craig, Hackelton, Hacker, Herndon, Maxwell, Murray, Noel, Parker, Parrish, Pruyn, Stadden, Turney, Weatherford, Wight, and Wood.

In the negative,

Messrs. Allen of McLean, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Lane, McLaughlin, Mills, Mitchell, Orear, Owen, Reilly, Ross, Servant, Thomas, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, and Mr. Speaker.

On motion of Mr. Hacker,

Said resolution was further amended by adding thereto the following words, viz:

“And that said committee enquire whether the Bank has loaned money at a rate of interest higher than allowed by their charter.”

The ayes and noes being called for on this question,

Those voting in the affirmative, are

Messrs. Allen of Greene, Allen of McLean, Borough, Browning, Craig, Hackelton, Hacker, Hamlin, Herndon, Maxwell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Servant, Stadden, Thomas, Turney, Weatherford, and Wood—24,

In the negative,

Messrs. Butler, Edwards, Fletcher, Gatewood, Lane, McLaughlin, Mills, Mitchell, Orear, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight, and Mr. Speaker—15.

Mr. Whiteside of Monroe moved the adoption of the previous question,

Which was accordingly put, viz:

“Shall the main question be now put?”

And decided in the affirmative.

And thereupon

The question was put upon the adoption of the resolution as amended,

And decided in the affirmative,

Ayes 27, Noes 12.

Those voting in the affirmative, are

Messrs. Allen of McLean, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, McLaughlin, Murray, Orear, Owen, Parrish, Pruyn, Reilly, Ross,

Servant, Stadden, Thomas, Warren, Whiteside of Monroe; Whiteside of Pope, Wight, Wood, and Mr. Speaker.

In the negative,

Messrs. Allen of Greene, Hacker, Herndon, Lane, Maxwell, Mills, Mitchell, Noel, Parker, Turney, Vance, and Weatherford.

Ordered, That the Secretary inform the House of Representatives of the adoption of the said resolution and ask their concurrence therein.

The engrossed bill, entitled

"An act to incorporate the town of Lynnville, and creating a Justice district,"

Was read a third time, and

On motion of Mr. Owen,

Amended by adding the following section, viz:

"That the provisions of the first section of this act shall be extended in all respects to the inhabitants of the towns of Warsaw and Carthage in the county of Hancock."

The question then recurring upon the passage of said bill as amended,

It was decided in the affirmative.

On motion of Mr. Thomas,

The title of the aforesaid bill was amended by striking out the words

"Town of Lynnville, and creating a justice district,"

And inserting in lieu thereof the words

"Towns therein named, and for other purposes."

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bill.

A message from the House of Representatives,

By Mr. Prickett, their clerk.

MR. SPEAKER:

The House of Representatives have passed a bill of the following title, viz:

"An act for the relief of Charles J. Weed,"

In the passage of which they ask the concurrence of the Senate.

And he withdrew.

The engrossed bills of the following titles, viz:

"An act to vacate part of a state road therein named;" and

"An act to locate a state road from Atlas, in Pike county, to the south line of Adams county;"

Were severally read a third time and passed.

Ordered, That the titles of said bills be as aforesaid,
And that the Secretary inform the House of Representatives
of the passage of said bills, and ask their concurrence therein.

The engrossed bill, entitled

"An act for the safe keeping of runaway slaves and servants,"

Was read a third time.

Mr. Browning moved to lay said bill on the table,

Which was not agreed to.

The question then recurring on the passage of said bill,

It was decided in the affirmative,

Ayes 19, Noes 17.

Those voting in the affirmative, are

Messrs. Craig, Gatewood, Hacker, Herndon, Lane, Maxwell, Mitchell, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Vance, Warren, Whiteside of Pope, Wight, Wood, and Mr. Speaker.

In the negative,

Messrs. Allen of Greene, Borough, Browning, Butler, Edwards, Fletcher, Hackelton, Hamlin, McLaughlin, Mills, Murray, Orear, Owen, Parker, Thomas, Turney, Weatherford and Whiteside of Monroe.

On motion of Mr. Servant,

Mr. Bond had leave of absence until Tuesday next.

On motion,

The Senate adjourned until 2 o'clock, P. M.

2 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Parrish,

The vote taken upon the passage of the engrossed bill entitled,

"An act for the safe keeping of runaway slaves and servants,"

Was re-considered.

Thereupon,

On motion of Mr. Hacker,

The said bill was referred to a select committee.

Ordered, That Messrs. Hacker, Parish, Herndon, Ross, and Reiley be that committee.

The bill entitled "An act prohibiting the circulation of small bank notes," was read a second time; and, on motion of Mr. Pruyn, referred to a select committee.

Ordered, That Messrs. Pruyn, Thomas, and Reiley, be that committee.

On motion of Mr. Fletcher, the engrossed bill, heretofore laid on the table, for building a Recorder and Clerk's office in the county of Sangamon, was taken up and passed.

Ordered, That the title be as aforesaid, and that the secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

On motion of Mr. Edwards, the bill entitled "An act to relocate the State Penitentiary, heretofore laid on the table was taken up, whereupon Mr. Edwards moved to amend said bill as follows, viz: strike out the 2nd section, and insert the following in lieu thereof, viz:

"It shall be the duty of the said inspectors to procure, upon the best terms for the state, either by donation or purchase, a suitable location for the said penitentiary; and when the said location shall be made, the said inspectors shall report the same to the governor, who shall thereupon appoint three disinterested persons, not residing or holding property in or near said town of Alton, to examine the said location and report to him; and should said report be in favor of said location, the governor shall notify the inspectors thereof, and the said location shall be surveyed, and a plat thereof, together with the report aforesaid, returned to and filed in the office of the Secretary of State."

And in section 4, in the 12th line, between the word 'provided' and the word 'that,' insert the following, viz:

"That a lot most suitable for a warehouse, shall be reserved for the use of the state, for penitentiary purposes, and"

Mr. Thomas moved to amend the proposed amendment in the 2nd section, by striking out the words 'either by donation or,' before the word 'purchase,' which was not agreed to.

The question then recurring upon the adoption of the amendment proposed by Mr. Edwards, it was decided in the affirmative; and Mr. Gatewood moved to lay said bill on the table, which was not agreed to.

Ordered, That said bill be engrossed and read a third time.

The bills entitled

"An act to locate a state road therein named;" and

"An act to incorporate the Pike county Mutual Fire Insurance Company,"

Were severally read a second time, and

Ordered To be engrossed for a third reading.

The bill entitled "An act to locate a state road from opposite of Clarksville, at the ferry in Calhoun county to intersect the state road near Pittsfield, in Pike county," was read a second time, and

On motion of Mr. Allen, of Greene referred to a select committee.
Ordered, That Messrs. Allen, of Greene, Ross, and Borrough be that committee.

The bill entitled

"An act fixing the salaries of the circuit judges,"

Was read a second time, and

On motion of Mr. Hacker, referred to a select committee.

Ordered, That Messrs. Hacker, Gatewood, and Wight be that committee.

The bill entitled

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

Was read a second time, and

On motion of Mr. Pruyne, amended by adding the following section, viz:

"Sec. 2. The said dam shall be constructed in such a manner as will afford a free passage to all boats and rafts upon said river, and for a failure to comply with the provisions of this section, the privileges granted by this act are hereby repealed."

Ordered, That said bill be engrossed as amended, and read a third time.

The bill entitled

"An act to amend an act regulating the salaries, fees, and compensation [of the several offices and persons therein mentioned—approved February 19, 1837,"

Was read a second time, and

On motion of Mr. Hamlin,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Weatherford, and Vance be that committee.

The resolution introduced on yesterday by Mr. Parker, instructing the judiciary committee to inquire into the expediency of amending the law in relation to justices of the peace, &c.

Was taken up, whereupon

The question being put upon its adoption,

It was decided in the negative.

The resolution introduced by Mr. Reilly on yesterday, and laid on the table, relative to the adjournment of the two houses on the 26th of February next, &c.

Was taken up, and

On motion of Mr. Hacker,

Again laid on the table.

The resolutions in relation to public moneys, which were introduced by Mr. Gatewood on yesterday,

Were taken up, and

On motion of Mr. Servant,

Again laid upon the table.

Mr. Thomas asked and obtained leave to introduce a bill entitled
 "An act for the relief of the sheriffs of Morgan and Greene counties,"
 Which was read, and

Ordered To a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill was read a second time, by its title, and

On motion of Mr. Browning,

Referred to a select committee.

Ordered, That Messrs. Browning, Hacker, and Hackelton be that committee.

Mr. Murray moved the adoption of the following resolution, viz:

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending the justices' laws as to make the bail in all cases where an action of debt, or trespass and trover has been commenced before any justice of the peace, liable for the debt and costs, where judgment has been obtained and execution issued and returned by the constable—no property found,"

Which lies one day on the table.

The bill from the house of representatives entitled

"An act for the relief of Charles J. Weed,"

Was read, and

Ordered To a second reading.

On motion,

The Senate adjourned.

FRIDAY, January 20, 1837.

The Senate met pursuant to adjournment.

Mr. Ross introduced a petition from sundry citizens of Pike county, praying the aid of the state in constructing a rail road from Jacksonville in Morgan county to Augusta in Pike county,

Which was read, and

On motion of Mr. Ross,

Referred to the committee on internal improvements.

Mr. Thomas introduced the petition of sundry citizens of Morgan county, of the same tenor and effect of the petition of the citizens of Pike county above referred to, which was,

On motion of Mr. Thomas,

Referred to the committee on internal improvements.

Mr. Hackelton, from the committee on enrolled bills,

Reported, as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road from Vandalia to Alton."

"An act to amend the act to licence, and regulate taverns."

Mr. Gatewood, from the committee on the judiciary, to which had been referred the petition of John B. Chittenden and others, praying for the passage of a law to authorize the executors or administrators of Daniel Benton, deceased, to make conveyances of real estate

Reported the same back, and

Asked to be discharged from the further consideration of the same,

Which was done, and, thereupon,

On motion of Mr. Thomas,

The further consideration of the said petition was indefinitely postponed.

Mr. Noel, from the select committee to which had been referred the petition of sundry citizens of Coles county, praying a review of a certain part of a state road in Coles county,

Reported a bill entitled

"An act to relocate a part of the state road from Charleston to Paris,"

Was read, and

Ordered To a second reading.

Mr. Craig, from the select committee to which had been referred the petitions of sundry citizens of Montgomery county, praying the relocation of a certain state road,

Reported a bill entitled

"An act to relocate a part of the state road in Montgomery county, and for other purposes,"

Which was read, and

Ordered To a second reading.

The engrossed bills of the following titles, viz:

"An act to protect the canal lands against trespass;"

"An act to locate a state road therein named;"

"An act to incorporate the Pike county Mutual Fire Insurance Company;" and

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river;"

Were severally read a third time, and passed.

Ordered, That the titles of said bills be respectively as aforesaid, that the Secretary inform the house of representatives of the passage thereof, and ask their concurrence therein.

The bill from the house of representatives entitled

"An act for a state road from Peoria in Peoria county to Quincy in Adams county."

Was read a third time, and passed as amended.

Ordered, That the title be as aforesaid, and that the secretary inform the house of representatives thereof, and ask their concurrence in the amendments of the Senate.

The bill from the house of representatives entitled

"An act for the relief of Charles J. Weed,"

Was read a second time, and

On motion of Mr. Reily,

Referred to a select committee.

Ordered, That Messrs. Reily, Lane, and Mills be that committee.

The resolution introduced on yesterday by Mr. Murray, relative to instructing the committee on the judiciary to inquire into the expediency of amending the law so as to make the bail in all cases where an action of debt or trespass and trover has been commenced, before any justice of the peace, liable for the debt and costs, where judgment has been obtained and execution issued thereon, and returned by the constable—no property found,

Was taken up and adopted.

Mr. Pruyn, from the select committee to which had been referred the bill entitled

"An act prohibiting the circulation of small bank notes,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered, That the bill be engrossed as amended, and read a third time.

A message from the house of representatives, by Mr. Prickett their clerk—

MR. SPEAKER:—I am directed to inform the Senate that the house of representatives have concurred with the Senate in their amendment to the resolution from the house of representatives in relation to public buildings.

They have also concurred with the Senate in the adoption of the resolutions relative to the state bank and branches, and the bank of Illinois at Shawneetown, as amended by them.

Amend the first resolution as follows:

Insert after the word 'appointed,' in the fifth line,—**"Provided, however that no one shall be appointed on said committee who is president director, agent, counsel or stockholder of the said bank of Illinois or its branches."**

Insert after the word 'chater,' in the eight line, the words—**"Also in the conduct of the officers connected with said bank and branches,"** or insert the words **"and branches"** after the words 'state bank,' in the seventh line,

In which amendments they ask the concurrence of the Senate.

And he withdrew; whereupon,

The question was put upon concurring with the house of representatives in their amendments to the resolutions aforesaid; and

Decided in the affirmative.

Ordered, That the secretary inform the house of representatives thereof.

Mr. Whiteside, of Pope, asked and obtained leave to introduce a bill entitled

"An act to locate a state road from Equality to Vienna,"
 Which was read, and
Ordered To a second reading
 Mr. Herndon asked and obtained leave to introduce a bill entitled
 "An act relative to criminal jurisprudence,"
 Which was read, and
Ordered To a second reading.
 On motion of Mr. Murray,
 The bill entitled
 "An act prescribing the mode of summoning grand and petit jurors
 and defining their qualifications and duties—approved February 13,
 1835," which was heretofore laid on the table,
 Was taken up, and
 On motion of Mr. Parrish,
 Referred to a select committee.
Ordered, That Messrs. Parish, Turney, and Maxwell be that com-
 mittee.
 Mr. Noel moved to take up the report and resolutions in relation to
 domestic slavery,
 Which was not agreed to.
 Mr. Browning from the select committee to which had been referred
 the bill entitled
 "An act for the relief of the sheriffs of Morgan and Greene counties,"
 Reported the same back, with an amendment, when
 On motion of Mr. Owen,
 The proposed amendment was amended by striking out the words
 "and Hancock," whereupon
 The amendment as amended was concurred in.
Ordered, That said bill be engrossed as amended, and read a third
 time.
 On motion, the Senate adjourned.

SATURDAY, *January* 21, 1837.

The Senate met pursuant to adjournment.

Mr. Speaker, in conformity with a joint resolution of the two Houses, appointed Messrs. Servant and Whiteside of Monroe, the committee on the part of the Senate, to examine and enquire into the condition and affairs of the State Bank of Illinois and its branches.

And in pursuance of the same resolution, Mr. Speaker also appointed Mr. Gatewood the committee on the part of the Senate to enquire into the condition, &c. of the Bank of Illinois at Shawneetown.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Ross introduced the petition of sundry citizens of the counties of Pike, Morgan and Macoupin, for the location of a State Road from Carlinville, to Meacham's Ferry, in Pike county;

Which was read; and

On motion of Mr. Borrough,

Referred to a select committee.

Ordered, That Messrs. Borrough, Ross and Weatherford be that committee.

Mr. Wood introduced the petition of sundry citizens of Washington county for a State Road from Nashville to Equality;

Which was on his motion,

Referred to a select committee.

Ordered, That Messrs. Wood, Gatewood and Parrish be that committee.

Mr. Hackleton, from the committee on Enrolled Bills, reported that on this day they laid before the Council of Revision Bills of the following titles, viz:

"An act to locate a State Road from Vandalia to Alton."

"An act to amend an act entitled an act to license and regulate Taverns."

Mr. Speaker, on leave given, laid before the Senate the Remonstrances of sundry citizens of White county, against the division of said county;

Which was at the instance of the chair,

Referred to the committee on Petitions.

Mr. Speaker laid before the Senate the following communication from the Auditor of Public Accounts, viz:

AUDITOR'S OFFICE ILLINOIS,
Vandalia, Jan. 30, 1837. }

To the Hon. the Speaker of the Senate—

SIR, In answer to the resolution of the Senate, requesting the Auditor to report the number of acres of Saline Lands, remaining unsold, in this State, and where such lands lie, and what incumbrance, if any, on them by lease, or otherwise, I have the honor to submit the following statement, there being no records in the Auditor's Office shewing the quantity of land contained in the respective Saline reservations; this information was obtained from the office of the Secretary of State.

The quantity of land contained in the Gallatin county Saline reservation, as near as can be ascertained, is 100,000 acres. The quantity sold, as appears from the reports of the Commissioners of Sales, is 76,371 acres, leaving a balance unsold of 23,529 acres. What quantity of this is incumbered by leases, I am unable to state, as the leases do not designate the number of acres—all the leases however, will expire in the year 1840.

The quantity of land contained in the Vermilion county Saline reservation is 25,600 acres—the quantity sold, as appears from the reports of the register is, 23,998 acres, leaving a balance unsold, and unincumbered by leases of 1,602 acres.

The quantity of land contained in the Big Muddy Saline reservation in Jackson county is, 2,080 acres, all of which remains unsold—one section is incumbered by a lease which will expire in 1840.

The quantity of land contained in the Shoal Creek Saline reservation in Bond County is, 640 acres, which is incumbered by a lease which will expire on the third day of January, 1838.

I have the honor to be

Your ob't servant,

LEVI DAVIS, Aud'r P. A.

Which was read, and

On motion of Mr. Weatherford laid on the table.

Mr. Allen, of Greene, from the select committee to which had been referred the Bill for an act to locate a State Road from oppsite Clarksville to Pittsfield in Pike county.

Reported the same back without amendment; and thereupon,

Ordered, That said bill be engrossed, and read a third time.

Mr. Hamlin, from the select committee to which had been referred the bill entitled,

"An act to amend an act regulating the salaries, fees and compensation of the officers and persons therein mentioned, approved February 19, 1827,"

Reported the same back with an amendment.

Mr. Owen moved to amend the said amendment by inserting after the words, "*Two Dollars*," the words, "*and fifty cents*;"

Which was not agreed to.

Mr. Thomas moved to amend the said amendment by striking out the words, "*Two*," before the word "*Dollars*;"

Which was decided in the negative; whereupon,

Mr. Mitchell moved to amend by striking out the word "*Two*" before the word "*Dollars*," in said amendment and inserting the word "*Three*:"

Which was decided in the negative by Ayes and Noes as follows, viz:

Those voting in the affirmative, are—

Messrs. Gatewood, Hackelton, Hacker, Hamlin, Herndon, Mitchell, Noel, Owen, Servant, Stadden, Turney, Warren, Whiteside of Pope, Wight and Mr. Speaker.—15.

In the negative—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Lane, Maxwell, McLaughlin, Mills, Murray, O'Rear, Parrish, Pruyne, Reiley, Ross, Thomas, Vance, Weatherford and Wood.—21.

The question then recurring upon the adoption of the amendment reported by the select committee,

It was decided in the affirmative by—Ayes 27, Noes 10.

Those voting in the affirmative, are—

Messrs. Browning, Butler, Craig, Edwards, Fletcher, Hamlin, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, O'rear, Owen, Parker, Parish, Pruyn, Ross, Servant, Stadden, Turney, Vance, Warren, Weatherford, Whiteside of Pope and Mr. Speaker.—27.

In the negative—

Messrs. Allen of Greene, Borrough, Gatewood, Hackelton, Hacker, Herndon, Reilley, Thomas, Wright and Wood.—10.

Ordered, That said bill be engrossed, as amended and read a third time.

Mr. Reilley, from the select committee to which had been referred the bill from the House of Representatives, for the relief of Charles J. Weed.

Reported the same back without amendment;

Whereupon said bill was read, and

Ordered, to a third reading.

Mr. Hacker, from the select committee, to which had been referred the petition of Thomas H. Spencer and others, praying an appropriation for a certain road therein named;

Reported the same back, and asked to be discharged from the further consideration thereof.

Which was done; and

On motion of Mr. Gatewood, said petition was referred to a select committee.

Ordered, That Messrs. Gatewood, Lane and Wood be that committee.

Mr. Parish, from the select committee, to which had been referred,

"An act incorporating the Monroe Mining, Manufacturing and Exporting Company.

Reported the same back, with an amendment.

Which was read and concurred in.

Ordered, That said bill be engrossed as amended, for a third reading.

Mr. Vance, from the select committee to which had been referred the petition of sundry citizens of McLean and Champaign counties, praying the location of a certain State Road,

Reported a bill entitled,

"An act for a State Road from Bloomington, in McLean county, to James Bois, in Champaign county;

Which was read, and

Ordered, to a second reading.

Mr. Thomas moved the adoption of the following resolution, viz:

"*Resolved*, That the committee on Canal Lands be authorised to procure a room in which to hold the meetings of said committee, and for the use of such other standing committees as may desire to use the same."

On motion of Mr. Turney, the rule of the Senate was dispensed with, and the said resolution considered and adopted.

Mr. Wright moved the adoption of the following resolution, viz:

Resolved, That the select committee to whom was referred the petition of sundry citizens of Ogle county, praying the alteration of boundary lines, and the relocating of the seat of Justice of said county; together with the remonstrances to the same, be authorised to examine persons interested in relation thereto, under oath.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and the said resolution considered and adopted.

Mr. Warren, on leave given, introduced a bill entitled,

"An act for the relief of the Sheriff of Shelby county;

Which was read and

Ordered, to a second reading.

Mr. Wight, on leave given, introduced a bill entitled,

"An act to incorporate the Galena Rail Road and Exportation Company,"

Which was read, and

Ordered to a second reading.

Mr. Murray, on leave given, introduced a bill entitled,

"An act to authorise Samuel Rodgers to sell and convey certain real estate therein described."

Which was read, and

Ordered to a second reading.

Mr. Stadden, on leave given, introduced a bill entitled,

"An act to incorporate a company to improve Fox River for navigation, and manufacturing purposes,"

Which was read, and

Ordered to a second reading.

Mr. Thomas, from the committee on Canal and Canal Lands, to which was referred the petition of sundry citizens of St. Clair county, praying the incorporation of a Canal Company, reported a bill for

"An act to incorporate the St. Clair and Mississippi Canal Company,"

Which was read, and

Ordered to a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

On motion of Mr. Murray,

Referred to a select committee.

Ordered, That Messrs. Murray, Servant and Edwards be that committee.

Mr. Hamlin, from the committee on Petitions, to which had been referred the petition of sundry citizens of Peoria and Fulton counties for a charter for a Rail Road, &c.

Reported a bill entitled,
 "An act to incorporate the Liverpool, Canton and Knoxville Rail Road Company."

Which was read, and

Ordered to a second reading.

On motion of Mr. Hackleton,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to select committee.

Ordered, That Messrs. Hackleton, Butler and Hamlin be that committee.

Mr. Thomas, from the select committee to which had been referred the bill to amend the act concerning Public Roads,

Reported the same back with an amendment; and thereupon,

On motion of Mr. Ross,

The further amendment of said bill, and proposed amendment was indefinitely postponed.

The Ayes and Noes being called for on this question,

Those voting in the affirmative are—

Messrs. Borrough, Browning, Butler, Craig, Hackleton, Hamlin, Lane, Maxwell, McLaughlin, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Stadden, Warren, Whiteside of Pope, Wood, and Mr. Speaker.—23.

In the negative—

Messrs. Allen of Greene, Edwards, Mitchell, O'Rear, Servant, Thomas, Turney, Vance and Weatherford —9.

A message from the House of Representatives, by Mr. Prickett, their clerk.

"MR. SPEAKER:

I am directed to inform the Senate, that the House of Representatives have passed bills of the following titles, viz:

"An act to locate a State Road from Shokokon, in Warren county, to Rushville in Schuyler county."

"An act declaring a road therein named, a State road."

"An act to locate a State road from Shelbyville, in Shelby county, via Urbanna, in Champaigne county, to intersect the State road leading from Danville to Chicago.

"An act authorising the School Commissioner of the county of Cook to pay over to the Commissioner of the county of Will, her proportion of the school funds."

"An act to locate a State road from Shelbyville, in Shelby county, to the county line of Fayette county."

"An act to relocate part of a certain State road therein named."

"An act to incorporate the Jacksonville Mechanics Union."

"An act for the benefit of James N. Clark, Administrator of the estate of Benjamin A. Clark, deceased."

"An act to amend an act entitled an act for the Limitation of Actions, and for avoiding vexatious lawsuits."

"An act for the relief of William Butler."

"An act to locate a State road from Charleston to Springfield."

"An act to incorporate the Granville Academy."

"An act to change a part of the road from Shelbyville to the Wabash."

"An act to incorporate the Jerseyville Hotel Company."

"An act for the relief of the infant heirs of Ezekiel Good, deceased."

"An act authorising James Jessup to build a bridge across the Skillet Fork."

"An act to locate a State road from Peoria, in Peoria county, to Knoxville, in Knox county, and for other purposes."

"An act to incorporate the Whitehall and Albany Turnpike Road Company."

"An act to incorporate the Stonington College of Illinois," and

"An act to locate a State road from Hennepin by Pekin to Springfield."

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of a bill entitled,

"An act to continue the State road from Shawneetown, in Gallatin county, to Chicago, in Cook county," as amended by them, in which amendments they ask the concurrence of the Senate.

They refuse to read a third time the bill from the Senate entitled,

"An act for the benefit of the heirs of William Rowton."

The House of Representatives have, in pursuance of the joint resolutions of the two Houses, appointed Messrs. French, Cloud and Dougherty the committee on their part, to examine into the condition and affairs of the State Bank of Illinois and its Branches, "and have also, in pursuance of said resolutions appointed Messrs. Webb, and Scarborough, the committee on their part, to examine into the condition, &c. of the Bank of Illinois at Shawneetown.

And he withdrew.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

Senate met pursuant to adjournment.

The engrossed bill entitled,

"An act to regulate proceedings by attachment before Justices of the Peace,

Was read a third time,

On motion of Mr. Fletcher,
Laid on the table.

The engrossed bill entitled,
An act to relocate the State Penitentiary.
Was read a third time, and
On motion of Mr. Edwards,

The first blank in the third section was filled with the word "*fifty*,"
and the second blank in said section with the word "*five*."

Mr. Noel moved the following as an amendment, to be added to
the last section of said bill, viz:

*"Provided, That nothing in this act shall authorize the sale of the
ground aforesaid, nor shall any disposition be made which shall not be
expressly authorised by the grant made by William Russell, in his
deed of conveyance for the public purposes recited in said deed, nor
shall any action be authorised under this act, which shall prejudice,
injure or defeat the title of said land as the same are now held.*

Which was decided in the negative, by Ayes and Noes as follows,
viz.

Those voting in the affirmative, are—

Messrs. Hacker, Herndon, Lane, McLaughlin, Noel, Parker, Parrish,
Reilley and Wood.—9.

In the negative—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Ed-
wards, Fletcher, Gatewood, Hackelton, Hamlin, Maxwell, Mills, Mur-
ray, O'rear, Owen, Pruyne, Ross, Servant, Stadden, Thomas, Turney,
Vance, Warren, Weatherford, Whiteside of Pope, Wight and Mr.
Speaker.—27.

The question then recurring upon the passage of said bill as amended.
It was decided in the affirmative by Ayes 26, and Noes 10.

Those voting in the affirmative, are—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Ed-
wards, Fletcher, Hackelton, Hamlin, Herndon, Maxwell, McLaughlin,
Mills, Murray, O'Rear, Parker, Pruyne, Ross, Servant, Stadden,
Thomas, Turney, Vance, Whiteside of Monroe, Wight and Mr.
Speaker.—26.

In the negative—

Messrs. Gatewood, Hacker, Noel, Owen, Parrish, Reilley, Warren,
Weatherford, Whiteside of Pope and Wood.—10.

*Ordered, That the title of said bill be as aforesaid, and that the
Secretary inform the House of Representatives thereof, and ask their
concurrence in the passage of said bill.*

The bill entitled an act for the relief of the Sheriffs of Morgan and
Greene counties,

Was read a third time and passed;

On motion of Mr. Turney,

The title of the bill was amended by striking out the words "*of
Morgan and Green counties*," and inserting in lieu thereof, the words
"therein named."

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bill.

The engrossed bill entitled,

"An act prohibiting the circulation of small Bank Notes,"

Was read a third time and passed.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

On motion,

The Senate adjourned.

MONDAY, January 23, 1837.

Senate met pursuant to adjournment.

Mr. Ross presented the petition of sundry citizens of Pike county to incorporate the Pittsfield academy in Pike county,

Which was, on his motion,

Referred to a select committee.

Ordered, That Messrs. Ross, Servant, and Browning be that committee.

Mr. Butler introduced the petition of sundry citizens of Warren county, praying for an additional justice of the peace and constable in the Monmouth district,

Which was, on his motion,

Referred to a select committee.

Ordered, That Messrs. Butler, Thomas, and Wight be that committee.

Mr. Servant introduced the petition of Seth Allen and 175 others praying for the location of a state road from Chester in Randolph county to Belleville in St. Clair county,

Which was, on his motion,

Referred to the same select committee to which were referred other petitions on the same subject.

Mr. Ross introduced the petition of sundry citizens of Pike county to change a part of a certain state road therein named,

Which was, on his motion,

Referred to a select committee

Ordered, That Messrs. Ross, Maxwell, and Craig be that committee.

Mr. Pruyn introduced the petition of sundry citizens of McHenry county for the passage of an act to locate the seat of justice in the said county,

Which was, on his motion,
Referred to a select committee.

Ordered, That Messrs. Pruyn, Butler, and Wight be that committee.

Mr. Craig introduced the petition of sundry citizens of Montgomery county praying the location of a certain road therein named,

Which was, on his motion,
Referred to a select committee.

Ordered, That Messrs. Craig, McLaughlin, and Parrish be that committee.

Mr. Hamlin introduced the petition of sundry citizens of Putnam, Knox, and Peoria, counties asking the location of a state road,

Which was, on his motion,
Referred to a select committee.

Ordered, That Messrs. Hamlin, Butler, and Mitchell be that committee.

Mr. Mitchell introduced the petition of sundry citizens of Washington in Tazewell county praying an act of incorporation for manufacturing purposes,

Which was, on his motion,
Referred to a select committee.

Ordered, That Messrs. Mitchell, Hamlin, and Weatherford be that committee.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled bills of the following titles, viz:

"An act to locate a state road from Chester to Salem;"

"An act to authorize Thomas Reynolds and Elisha Seymour to erect a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair;" and

"An act permanently establishing the Appolonia district in Morgan county, and for other purposes

Mr. McLaughlin, from the joint select committee to which had been referred so much of the governor's message as relates to public buildings,

Reported, that they have had the same under consideration, and after the most mature investigation by the examination of witnesses whose depositions are herewith presented, have ascertained that sometime during the past summer, the walls of the old building, including the old state house and state bank were observed to be cracked in several places, and to have bulged out several inches in the northwest corner, and that the whole building which had been materially weakened by former repairs, became suddenly so dilapidated that the Methodist body who had been accustomed to assemble there for the purpose of worship were compelled, from its hazardous state, to abandon it. This fact was proved by the testimony of respectable members of that body. Your committee next ascertained by satisfactory testimony, that the state officers called together several mechanics for the purpose of examining

the said building, and of determining whether it could be repaired, and if so, what repairs were necessary; but the said mechanics unanimously declared that its condition precluded all possibility of repair, and that it would hardly continue to stand until the meeting of the legislature.— Under these circumstances the state officers felt it their duty to prepare accommodations for the present general assembly: and to effect this, they were under the necessity of erecting a new building. Your committee are therefore forced to believe, that if the old building had even continued standing until the meeting of the present general assembly, it would have been wholly untenable by them; and that this rendered the erection of a new building necessary.

If these positions be correct, then, in the opinion of your committee, an honorary and moral obligation devolves upon the legislature to pay those mechanics who were employed in the construction of this work, what is just and reasonable for their labor. To ascertain this, your committee have carefully examined all the accounts, and without reference to any contract made with the state officers, have valued them to what your committee deems a reasonable standard. The whole amount of the several accounts for work and labor already expended on the new state house, exclusive of furniture, is \$16,378 22½. Of this sum \$5,650 has been paid out of the contingent fund, and \$450 has been paid by individual subscription, leaving a balance of \$10,378 22½ yet unpaid, for the payment of which sum your committee would recommend that the legislature make an appropriation, and ask leave to introduce a bill for that purpose.

Your committee would farther state, that according to the statement of the Secretary, the amount arising from the sale of materials appertaining to the old building is \$418 90 1-4; and would also recommend that the lower rooms be finished for the use of the clerks and public offices,

Which was read, and.

On motion of Mr. McLaughlin,

Laid on the table.

Mr. McLaughlin, from the same select committee, also reported a bill entitled

“An act to compensate the several persons for labor done, materials furnished, and cash advanced on the new state house,”

Which was read, and

Ordered To a second reading.

Mr. Servant, from the joint select committee appointed to examine into the condition and affairs of the State Bank of Illinois,

Reported the following resolution, viz:

“*Resolved*, By the general assembly of the state of Illinois, that the joint select committee to which was referred the resolution in relation to the State Bank of Illinois, be authorized and empowered to send for persons and papers, to aid in the investigation contained in said resolution,”

Which was read, whereupon,
 On motion of Mr. Servant,
 The rule of the Senate requiring said resolution to lie one day on the table was dispensed with, and then,
 On motion of Mr. Herndon,
 Said resolution was laid on the table.

Mr. Maxwell, from the select committee to which had been referred the bill from the house of representatives entitled

"An act to define the extent of possession in cases of settlement on the public lands,"

Reported said bill back with an amendment,

Which was read, and

On motion of Mr. Thomas,

Said bill and proposed amendment were

Ordered To lie on the table.

Mr. Borrough, from the select committee to which was referred the petition of sundry citizens of the counties of Pike, Morgan, and Macoupin,

Reported a bill entitled

"An act to establish a state road from Meacham's ferry in Pike county to Carlinville in Macoupin county,"

Which was read, and

Ordered To a second reading.

Mr. Wood, from the select committee to which had been referred the petition of sundry citizens of Washington county for a state road from Nashville to Equality,

Reported a bill entitled

"An act to locate a state road from Nashville in Washington county to Equality in Gallatin county,"

Which was read, and

Ordered To a second reading.

Mr. Thomas, from the committee on canal and canal lands, to which was referred the bill for

"An act for the relief of Rene Paul and others,"

Reported the following state of facts in relation to the subject matter of the bill:—

"By an act passed, 14th February, 1823. entitled

"An act to provide for the improvement of the internal navigation of this state,"

"Five persons were appointed by name a Board of Commissioners to consider, devise, and adopt such measures as shall or may be requisite to effect the communication by canal and locks, between the navigable waters of the Illinois river and Lake Michigan," who were authorized to employ an engineer and such other persons as might be necessary to fulfil and discharge the duties imposed upon them.

"They were also authorized to cause that part of the territory of the state which may lie upon or contiguous to the probable courses and

ranges of said canal, to be explored and examined for the purpose of fixing and determining the most eligible and proper route for the same; *and to cause all necessary surveys and levels to be taken, and accurate maps filed, and books and drafts thereof to be made.*

"They were also required to make a report to the next session of the general assembly, or to an extra session. Provided, the Governor should commence the same under the powers here granted."

"The Board employed Justus Post and Rene Paul as engineers, who made an experimental survey and estimate of costs, &c.

"Post was paid for his services; Paul was not. And the question is now presented—Shall he be paid? The fact that he was employed and devoted his time to the service of the state, appears from the report of the canal commissioners made to the general assembly in 1825.

"The time of his employment has been proven to be 120 days.—The amount claimed is four dollars per day. To the committee, the question is plain that the claim ought to be allowed. A want of power on the part of the board of commissioners to employ more than one engineer, has been suggested as a reason why the state should not be charged with this claim. It will appear obvious to any one who will examine the subject, that this suggestion is founded upon a misconception of the subject. The commissioners were expressly authorized and required to cause examinations, surveys, and levels to be made of the line of the canals. How could they perform this duty without employing engineers. A grant of power, and a requisition to do an act of this kind, necessarily included a grant of power to use all the means necessary to the performance of that act. If nothing had been said in any part of the act about the employment of an engineer, the requisition upon the commissioners to cause duties to be done requiring the services of an engineer, would have been amply sufficient to justify the employment of such a person; but without relying upon these grounds, the committee are of opinion that the claim ought to be allowed upon another ground. The two engineers did not act together. One of them commenced operations at Chicago, the other on the rapids of the Illinois. The two were enabled to perform the duties required of them in one half the time which would have been consumed by one, and thus no possible loss or injury could result to the state by their employment. If but one engineer had been employed, his compensation would have amounted to the same which two would have been entitled to. The only difference therefore to the state between the employment of one or two engineers consists in the fact, that the work is done in less time, and two persons are paid with the same amount of money which would have been required to pay one. In every respect therefore in which the committee can view the subject, the claim ought to be allowed and paid.

"In regard to the claims provided for in the second section of the bill, the committee have not been furnished with evidence in the support of any such claims. The committee therefore propose that the

said section ought to be stricken out; but the committee do not decide against the right and justice of the claims mentioned in the section.— No one of the persons intended to be provided for have been before the committee; and it is not intended by this report to prejudice their rights, or in any manner to stop them from presenting their claims hereafter, and having them investigated, and paid, if found correct.

“The committee propose to amend the bill by striking out the second section,”

Which was read, and,

On motion of Mr. Thomas,

Laid on the table.

The question was then put upon the amendment proposed by the committee, and

Decided in the affirmative.

Ordered, That the bill be engrossed for a third reading, as amended.

Mr. Owen, from the committee on petitions, to which had been referred a petition of sundry citizens of Knox county,

Reported a bill entitled

“An act declaring the road leading from Peoria to Knoxville a state road,”

Which was read, and

Ordered To a second reading.

Mr. Parker from the select committee to which had been referred the bill from the house of representatives for locating a state road from York to New Richmond,

Reported the same back with an amendment,

Which was read, and concurred in, and

The bill was

Ordered To a third reading, as amended.

Mr. Hamlin, on leave, introduced a bill entitled

“An act to incorporate the trustees of the Peoria academy,”

Which was read, and

Ordered To a second reading.

The engrossed bills of the following titles, viz:

“An act to locate a state road from opposite Clarksville, at the ferry in Calhoun county, to intersect the state road near Pittsfield in Pike county;”

“An act to amend an act regulating the salaries, fees, and compensation of the several offices and persons therein mentioned—approved February 19, 1827;” and

“An act incorporating the Monroe Mining, Manufacturing, and Exporting Company;”

Were severally read the third time, and

Passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the secretary inform the house of representatives of the pas-

sage of said bills, and ask their concurrence therein.

The bill from the house of representatives entitled

"An act for the relief of Charles J. Weed,"

Was read the third time, and passed.

Ordered, That the title of said bill be as aforesaid and that the secretary inform the house of representatives thereof.

The bills of the following titles, viz:

"An act to relocate a part of the state road from Charleston to Paris;"

"An act to relocate a part of a certain road in Montgomery county, and for other purposes;"

"An act to locate a state road from Equality to Vienna;" and

"An act to incorporate the Galena Rail Road and Transportation Company;"

Were severally read a second time, and

Ordered To be engrossed for a third reading.

The bill entitled

"An act to amend an act entitled an act relating to criminal jurisprudence,"

Was read a second time, whereupon

Mr. Herndon moved

That said bill be laid upon the table.

Mr. Mills moved

To lay it on the table until the fourth day of July next,

Which was decided in the negative—

Ayes 13; noes 22.

Those voting in the affirmative are,—

Messrs. Borrough, Browning, Butler, Craig, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Ross, and Vance.

In the negative—

Messrs. Allen, of Green, Allen, of McLean, Edwards, Fletcher, Hackelton, Hamlin, Herndon, Lane, O'Rear, Parker, Parrish, Pruyne, Reilley, Servant, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside, of Pope, Wood, and Mr. Speaker.

The question recurring upon the motion to lay the bill upon the table,

It was decided in the affirmative.

The bill entitled

"An act for a state road from Bloomington in McLean county, to James Roe's in Champaigne county,"

Was read the second time, and

On motion of Mr. Vance,

Recommitted to the same select committee that had reported it.

The bill entitled

"An act for the relief of the sheriff of Shelby county,"

Was read a second time, and

On motion of Mr. McLaughlin,

Referred to a select committee.

Ordered, That Messrs. McLaughlin, Warren, and Thomas be that committee.

On motion,

The Senate adjourned until 2 o'clock P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

The bill entitled

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described,"

Was read the second time, and

On motion of Mr. Hamlin,

Laid on the table.

The bill entitled

"An act to incorporate a company to improve Fox river, for navigation and manufacturing purposes,"

Was read the second time, and

On motion of Mr. Maxwell,

Referred to a select committee.

Ordered, That Messrs. Maxwell, Stadden, and Wight be that committee.

A message from the house of representatives, by Mr. Prickett their clerk—

MR. SPEAKER:

The house of representatives have adopted a report and resolutions on the subject of slavery, in the adoption of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled

"An act to vacate part of a state road leading from Rushville in Schuyler county to Commerce in Hancock county."

They have also concurred with them in the passage of a bill entitled

"An act to incorporate the Kaskaskia Bridge Company;" and

"An act to change the corporate powers of the town of Galena,"

As amended by them. In which amendments they ask the concurrence of the Senate.

They have passed bills of the following titles, viz:

"An act to relocate the seat of justice of Clark county;"

"An act forming an additional judicial district;"

“An act to locate a state road;”

“An act to locate a state road from Fairfield in Adams county to Monmouth in Warren county;”

“An act to locate a certain state road;” and

“An act to locate a state road from Charleston in Coles county to Byron in Champaign county;”

In the passage of which bills they ask the concurrence of the Senate.

And he withdrew

Mr. Speaker laid before the Senate the following communication from the State Treasurer, viz;

TREASURER'S OFFICE, ILLINOIS,
Vandalia, January 23, 1837. }

To the Hon. the Speaker of the Senate:

SIR—By reference to an act of the general assembly of Illinois now in session, it is made the duty of the treasurer of this state to receive from the Secretary of the Treasury of the United States such moneys as may be coming to this state on the distribution of the surplus revenue of the United States, and to make certificates of deposit therefor in such forms and with such conditions as is required by the act of Congress,—approved 23d June, 1836. By further reference to the act of Congress aforesaid for the distribution of the surplus revenue, and the instructions of the Secretary of the Treasury on that subject, it seems to be made the duty of the treasurer of this state to ask for and receive in person the amount due this state, and make certificates of deposit therefor, as is required by the act of Congress aforesaid. I therefore, as treasurer of the state of Illinois, respectfully solicit the legislature to give, at as early a period as possible, such instructions as they in their discretion may think best.

I am very respectfully

Your obedient servant,

CHAS. GREGORY, Treasurer.

Which was read, and,

On motion of Mr. Maxwell,

Referred to the committee on Finance.

Mr. Hackelton, from the committee on enrolled bills,

Reported that on this day they had laid before the Council of Revision, bills of the following titles, viz:

“An act to locate a state road from Salem to Chester;”

“An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river;” and

“An act permanently establishing the Appolonia district in Morgan county, and for other purposes;”

The bill from the house of representatives entitled

“An act to locate a state road from Shokokon, in Warren county to Rushville in Schuyler county,”

Was read, and

Ordered To a second reading.

On motion of Mr. Owen,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Owen, Maxwell, and Butler be that committee.

The bill from the house of representatives entitled

"An act declaring a road therein named a state road,"

Was read, and

Ordered To a second reading.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Noel, Vance, and Warren be that committee.

The bill from the house of representatives entitled

"An act to relocate part of a certain state road therein named,"

Was read, and

Ordered To a second reading

On motion of Mr. Parrish,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parrish, Hacker, and Wood be that committee.

The bill from the house of representatives entitled

"An act to incorporate the Jacksonville Mechanic's Union,"

Was read, and

Ordered To a second reading.

On motion of Mr. Weatherford,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Weatherford, O'Rear, and Borrough be that committee.

The bill from the house of representatives entitled

"An act for the benefit of James N. Clark administrator of the estate of Benjamin A. Clark deceased,"

Was read, and

Ordered To a second reading.

On motion of Mr. Mills,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Ordered To a third reading.

The bill from the house of representatives entitled

"An act for the relief of William Butler,"

Was read, and

Ordered To a second reading.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

On motion of Mr. Thomas,

Referred to the committee on judiciary.

The bill from the house of representatives entitled

"An act to incorporate the Granville academy,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Ordered To a third reading.

The bill from the house of representatives entitled

"An act to locate a state road from Charleston to Springfield,"

Was read, and

Ordered To a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Warren, and Herndon be that committee.

The bill from the house of representatives entitled

"An act to incorporate the Jerseyville Hotel Company,"

Was read, and

Ordered To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Turney, Allen, of Greene, and Fletcher be that committee.

The bill from the house of representatives entitled

"An act to locate a state road from Peoria in Peoria county to Knoxville in Knox county, and for other purposes,"

Was read, and

Ordered To a second reading.

On motion of Mr. Butler,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Butler, Hamlin, and Owen be that committee.

The bill from the house of representatives entitled

"An act to incorporate the Whitehall and Albany Turnpike road Company,"

Was read, and

Ordered, To a second reading, and

On motion of Mr. Allen, of Greene,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen, of Greene, Turney, and Edwards be that committee.

The bills from the house of representatives of the following titles, viz:

"An act to locate a state road from Shelbyville in Shelby county via Urbanna in Champaigne county, to intersect the state road from Danville to Chicago;"

"An act to authorize the School Commissioner of the county of Cook to pay over to the Commissioner of the county of Will her proportion of the School Funds;"

"An act to locate a state road from Shelbyville in Shelby county to the county line of Fayette county;"

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits;"

"An act to change a part of the road from Shelbyville to the Wabash."

"An act for the relief of the infant heirs of Ezekiel Good, dec'd;"

"An act authorizing James Jesup to build a bridge across the Skillet Fork;" and

"An act to incorporate the Stonington College of Illinois;"

Were severally read, and

Ordered To a second reading.

On motion,

The Senate adjourned.

TUESDAY, January 24, 1837.

The Senate met pursuant to adjournment.

Mr. Vance introduced the remonstrances of sundry citizens of Champaigne county against a certain state road,

Which was,

On motion of Mr. Vance,

Referred to the same select committee to which was referred a bill upon the same subject.

Mr. Browning introduced the petition of sundry citizens of Adams county praying for the passage of a law to authorize the review and re-

location of a part of the state road leading from Quincy to Pittsfield;
and

The remonstrance of sundry other citizens of the same county
against the prayer of the aforesaid petition,

Which were,

On his motion,

Severally referred to the committee on state roads.

Mr. Thomas, from the committee on canal and canal lands,

Reported a bill entitled

"An act to provide for paying contractors on the Michigan and Illinois canal,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Ordered To be engrossed for a third reading.

Mr. Hamlin, from the committee on petitions, to which were referred the petitions of sundry citizens the counties of White and Gallatin for, and also the remonstrances of sundry other citizens of the said counties against the formation of a new county out of the limits of said counties, made the following report, viz:

Your committee have had the said petition and remonstrance under consideration, and after a full and thorough examination of the papers in possession of your committee, have ascertained that the remonstrance from the county of White has the signatures of a majority of the legal voters of that county against creating a new county as prayed for in the petition.

By the third section of 'An act requiring persons who petition the General Assembly to give certain notices before such petitions are finally acted upon,' it is provided 'That no county shall hereafter be divided, or county seat removed, unless it be done on a petition signed by a majority of the qualified voters of said county. Your committee being satisfied that the said petitions do not contain the signatures of a majority of the qualified voters of the counties as is required by the above recited act, would beg leave to report the said petitions and remonstrances back to the Senate, and ask to be discharged from the further consideration of the same,

Which was read; whereupon

Mr. Turney moved

To lay said report upon the table,

Which was not agreed to; and

The said report was concurred in.

On motion of Mr. Thomas,

The further consideration of said petitions and remonstrances from the citizens of the county of White was indefinitely postponed.

Mr. Noel, from the select committee to which had been referred the

bill from the house of representatives entitled

"An act declaring a road therein named a state road,"

Reported said bill back without amendment.

Ordered, That said bill be read a third time.

Mr. Turney, from the select committee to which had been referred the bill from the house of representatives entitled

"An act to incorporate the Jerseyville Hotel Company,"

Reported the same back without amendment, and it was

Ordered To be read a third time.

Mr. Butler from the select committee to which had been referred the petition of sundry citizens of Warren county praying for an additional justice of the peace and constable in the Monmouth district,

Reported a bill entitled

"An act to provide for the election of additional justices of the peace and constables in the counties of Warren and Knox,"

Which was read, and

Ordered To a second reading.

Mr. Ross, from the select committee to which had been referred the petition of sundry citizens of Pike county for a rail road from Augusta to the Mississippi river opposite Louisiana, Missouri,

Reported a bill entitled

"An act to incorporate the stockholders of the Pittsfield and Mississippi Rail Road Company,"

Which was read, and

Ordered To a second reading.

Mr. Allen, of Greene, from the select committee to which had been referred the bill from the house of representatives entitled

"An act to incorporate the Whitehall and Albany Turnpike Road Company,"

Reported the same back without amendment; and it was

Ordered To a third reading.

Mr. Weatherford, from the select committee to which had been referred the bill from the house of representatives for an act to incorporate the Jacksonville Mechanic's Union,

Reported the same back without amendment; and

On motion of Mr. Thomas,

Said bill was laid on the table.

Mr. Owen from the select committee to which had been referred the bill from the house of representatives entitled

"An act to locate a state road from Shokokon in Warren county to Rushville in Schuyler county,"

Reported the same back with sundry amendments,

Which were read, and

Concurred in; and said bill

Ordered To a third reading as amended.

Mr. Butler, from the select committee to which had been referred the bill from the house of representatives entitled

"An act to locate a state road from Peoria in Peoria county to Knoxville in Knox county,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, That said bill be read a third time as amended.

Mr. Weatherford moved the adoption of the following resolution, viz:

Resolved By the Senate, that the committee on finance be instructed to inquire into the expediency and practicability of increasing the capital stock of the State Bank of Illinois Three Millions of Dollars. With a view to making it beyond all doubt, a state bank, as contemplated by the constitution, said addition of stock to be taken by the state for the purpose of carrying on a system of internal improvements in this state; and that they report by bill or otherwise,

Which lies one day on the table.

Mr. Maxwell, from the select committee to which was referred the petition of sundry citizens of the town of Rushville in Schuyler county praying for an extension of corporation powers,

Reported the same back, and asked to be discharged from the further consideration of the same,

Which was done.

Mr. Maxwell, from the select committee to which had been referred the bill to incorporate the Fox River Company, to improve Fox river for navigation and manufacturing purposes,

Reported the same back with an amendment,

Which was read, and

Concurred in; and the said bill was then,

On motion of Mr. Thomas,

Referred to the committee on canal and canal lands.

Mr. Edwards moved the adoption of the following resolutions, viz:

"Resolved, That the committee on finance be instructed to inquire and report the probable expenses of the state government for the years 1837 and 1888; and in what manner the same can be raised.

"Resolved, That said committee be further instructed to inquire, and report the amount of money borrowed by the state from the School College, and Seminary Funds, and how the interest on the same can be paid for the support of common schools. To inquire, and report as to the expediency of investing the whole School Fund at their command, together with the surplus revenue to be received from the United States, in bank stock, the dividends arising therefrom to be applied to the use of common schools, and to the payment of the interest on a loan for internal improvement.

"Resolved, That said committee be further instructed to inquire, and report a plan embracing the amount and the manner in which the a loan for internal improvement may be made and the interest thereon

may be raised at the least expense to the state, and to the people of the state,"

Which lies one day on the table.

Mr. Maxwell moved the adoption of the following resolution, viz:

"Resolved, That the committee on the judiciary be instructed to inquire into the expediency of passing a law requiring the clerks of the Circuit Courts to issue execution on the filing of any writ or *procedendo* in their respective offices issued by order of the Supreme Court of this state.

2d. That they inquire whether or not there should not be a more definite expression by law of what constitutes fraud with regard to written instruments; and report by bill or otherwise,"

Which lies one day on the table.

Mr. Wight, on leave given, introduced a bill to amend an act entitled

"An act to lay out a state road therein named,"

Which was read, and

Ordered to a second reading.

Mr. Browning, on leave given, introduced a bill entitled

"An act to permanently locate the seat of government of the state of Illinois,"

Which was read, and

Ordered to a second reading.

Mr. Parrish, from the select committee to which had been referred the bill entitled

"An act to amend an act prescribing the mode of summoning grand and petit jurors, and defining their duties and qualifications—approved February 13, 1835,"

Reported the same back with sundry amendments,

Which were read, and

Concurred in, by ayes and noes as follows, viz:

Those voting in the affirmative are

Messrs. Allen, of McLean, Browning, Butler, Edwards, Hackelton, Maxwell, McLaughlin, Mills, Mitchell, Noel, O'Rear, Owen, Parrish, Pruyn, Reilly, Stadden, Turney, Vance, Weatherford, and Whiteside, of Pope—20.

In the negative,

Messrs. Allen, of Greene, Borough, Craig, Fletcher, Hamlin, Lane, Murray, Parker, Ross, Servant, Thomas, Warren, Wight, Wood, and Mr. Speaker—15.

The said bill was then

Ordered, To be engrossed for a third reading, by ayes and noes as follows, viz:

Those voting in the affirmative are—

Messrs. Allen, of McLean, Borough, Browning, Butler, Craig, Edwards, Hackelton, Hamlin, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilly, Ross,

Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside, of Pope, Wight, Wood, and Mr. Speaker—32.

In the negative—

Messrs. Allen, of Greene, Fletcher, and O'Rear—3

The engrossed bills of the following titles, viz:

"An act to locate a state road from Equality to Vienna;"

"An act to re-locate a part of a certain road in Montgomery county and for other purposes;"

"An act to re-locate the state road from Charleston to Paris;"

Were severally read a third time, and passed.

Ordered, That the titles of said bills be respectively as aforesaid that the Secretary inform the house of representatives of the passage thereof, and ask their concurrence therein.

The engrossed bill entitled,

"An act for the relief of Rene Paul and others,"

Was read a third time, and passed.

On motion of Mr. Hamlin,

The title was amended by striking out the words 'and others.'

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the passage of said bill.

The bill from the house of representatives entitled

"An act entitled an act to locate a state road from York to New Richmond, in the county of Clark,"

Was read a third time, and

Passed as amended.

Ordered, That the title of said bill be as aforesaid, and that the secretary inform the house of representatives thereof, and ask their concurrence in the amendments of the Senate thereto.

The bill from the house of representatives entitled

"An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark, deceased,"

Was read a third time, and passed.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bill from the house of representatives of the following title, viz:

"An act to incorporate the Granville academy,"

Was read a third time, and,

On motion of Mr. Thomas,

Amended by striking out the seventh section in said bill, by ayes and noes as follows, viz:

Those voting in the affirmative, are—

Messrs. Allen, of McLean, Borrough, Browning, Butler, Edwards, Fletcher, Hackelton, Hamlin, Lane, Mills, Mitchell, Murray, O'Rear, Owen, Pruyn, Ross, Servant, Thomas, Turney, Vance, Whiteside, of Pope, Wight, and Mr. Speaker—23.

In the negative—

Messrs. Allen, of Greene, Craig, Maxwell, McLaughlin, Noel, Parker, Parrish, Reilley, Stadden, Warren, Weatherford, and Wood—
12.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the house of representatives of the passage of the same and ask their concurrence in the amendments of the Senate thereto.

The bill entitled

"An act to compensate the several persons for labor done, materials furnished, and cash advanced on the new state house,"

Was read a second time, and

On motion of Mr. Mills,

Referred to a select committee.

Ordered, That Messrs. Mills, McLaughlin, and Pruyne, be that committee.

The bill entitled

"An act to establish a state road from Meacham's ferry in Pike county to Carlinsville in Macoupin county,"

Was read the second time, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered, That Messrs. Weatherford, Ross, and Borough be that committee.

The bills of the following titles, viz:

"An act to locate a state road from Nashville in Washington county to Equality in Gallatin county;"

"An act to incorporate the trustees of Peoria academy;"

Were severally read a second time, and

Ordered, To be engrossed for a third reading.

The bill entitled

"An act declaring the road leading from Peoria to Knoxville a state road,"

Was read a second time, and,

On motion of Mr. Hamlin,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Butler, and Stadden be that committee.

The bill from the house of representatives entitled

"An act to locate a state road from Shelbyville in Shelby county via Urbanna in Champaigne county to intersect the state road leading from Danville to Chicago,"

Was read a second time, and

On motion of Mr. Vance,

Referred to a select committee.

Ordered, That Messrs. Vance, Pruyne, and Stadden be that committee.

The bills from the house of representatives of the following titles, viz:

"An act authorizing the School Commissioner of the county of Cook to pay over to the Commissioner of the county of Will her proportion of the School Fund;"

"An act to locate a state road from Shelbyville in Shelby county to the county line of Fayette county;"

"An act for the relief of the heirs of Ezekiel Good, deceased;"

Were severally read a second time, and

Ordered To a third reading.

The bill from the house of representatives entitled

"An act for the limitation of actions and for avoiding vexatious law suits,"

Was read a second time, and

On motion of Mr. Turney,

Referred to the committee on the judiciary.

The bill from the house of representatives entitled

"An act authorizing James Jesup to build a bridge across the Skillet Fork,"

Was read a second time, and

On motion of Mr. Lane,

Referred to a select committee.

Ordered, That Messrs. Lane, Mills, and Whiteside, of Pope be that committee.

The bill from the house of representatives entitled

"An act to incorporate the Stonington College of Illinois,"

Was read a second time, and

On motion of Mr. Maxwell,

Referred to a select committee.

Ordered, That Messrs. Maxwell, Fletcher, and O'Rear be that committee.

The bill from the house of representatives entitled

"An act to change a part of the road from Shelbyville to the Wabash,"

Was read a second time, and

On motion of Mr. Parker,

Referred to a select committee.

Ordered, That Messrs. Parker, Warren, and Noel be that committee.

The bill from the house of representatives entitled

"An act to locate a state road from Hennepin by Pekin to Springfield,"

Was read, and

Ordered, to a second reading.

On motion of Mr. Parker,

The bill entitled

"An act to continue the state road from Shawneetown in Gallatin county to Chicago in Cook county,"

With the amendments of the house of representatives to the same,
Were referred to a select committee.

Ordered, That Messrs. Parker, Mills, and McLaughlin be that committee.

Mr. Servant, from the committee on finance to which had been referred the communication of the State Treasurer requesting instructions of the legislature relative to the proper mode of procedure in relation to the reception of the surplus revenue due this state from the United States, under the provisions of the act of Congress, of the 23d of June, 1836,

Reported that, in the opinion of the committee, the State Treasurer is, by an act of the General Assembly of this state, passed at its present session, fully authorized to ask for, and receive the surplus revenue now due this state, and make the proper vouchers therefor; and to make such arrangements for procuring such revenue as he may think most conducive to the interest of the state.

Your committee are therefore of opinion, that further legislation on the subject is unnecessary.

Which was read; and

Concurred in.

On motion,

The Senate adjourned.

WEDNESDAY, *January 25*, 1837.

Senate met pursuant to adjournment.

Mr. Pruyn presented the petition of the trustees of the town of Chicago praying for the passage of an act therein named,

Which was read, and

On his motion,

Referred to the committee on canal and canal lands.

Mr. Craig presented the petition of sundry citizens of Montgomery county for the alteration of a state road therein named,

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Craig, Borrough, and Parrish be that committee.

Mr. Thomas presented the petitions of sundry citizens of Morgan county praying aid in the construction of the Winchester, Lynnvile, and Jacksonville rail road,

Which was,

On his motion,

Referred to the committee on internal improvement.

Mr. Hacker, from the select committee to which had been referred the petitions and remonstrances of sundry citizens of Adams county relative to a certain state road from Quincy to Pittsfield,

Reported as follows, viz:

"That they have had the subject under consideration, and from a careful examination of the petition, we find it to contain 66 petitioners praying the repeal of a law past the General Assembly on the 15th day January, 1836, locating a state road in the said county of Adams.— Then by reference to the remonstrance we find 137 remonstrating against the repeal of the above recited act.

Your committee believing that it is a maxim in all republics that a majority should govern, therefore they return to the Senate the petition and remonstrance, and ask to be discharged from the further consideration of said subject,

Which was done.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, bills of the following titles, viz:

"An act to vacate part of a state road leading from Rushville in Schuyler county to Commerce in Hancock county;"

"An act for the benefit of James N. Clark administrator of the estate of Benjamin A. Clark, deceased;" and

The resolutions instituting an inquiry into the affairs of the State Bank of Illinois, and the Bank of Illinois at Shawneetown.

Mr. Vance, from the select committee to which was referred the bill from the House of Representatives for locating a state road from Shelbyville to intersect the state road from Danville to Chicago,

Reported said bill back with an amendment,

Which was read, and

Concurred in.

Ordered, That the bill be read a third time as amended.

Mr. Warren from the select committee to which was referred the bill for the relief of the sheriff of Shelby county,

Reported said bill back without amendment.

Ordered, That it be engrossed for a third reading.

Mr. Ross, from the select committee to which was referred the petition of sundry citizens of Pike county to incorporate the Pittsfield academy,

Reported a bill entitled

"An act to incorporate the Pittsfield academy,"

Which was read, and

Ordered to a second reading.

Mr. Weatherford, from the select committee to which was referred the bill for establishing a state road from Meacham's ferry to Carlinville,

Reported said bill back with sundry amendments,

Which were read, and

Concurred in, and the bill was]

Ordered To be engrossed for a third reading as amended.

Mr. Parker from the select committee to which was referred the bill from the house of representatives for changing a part of the road from Shelbyville to the Wabash,

Reported said bill back without amendment, and it was

Ordered To a third reading.

Mr. Hamlin, from the select committee to which was referred the bill declaring the road leading from Peoria to Knoxville a state road,

Reported said bill back with an amendment,

Which was read, and

Concurred in, and the bill was

Ordered To be engrossed for a third reading as amended.

Mr. Hackelton, from the select committee to which was referred the bill from the house of representatives for a state road from Utica to Farmington,

Reported said bill back with an amendment,

Which was read, and

Concurred in, and said bill was

Ordered To a third reading, as amended.

Mr. Mitchell, from the select committee to which was referred the bill from the house of representatives for incorporating the Pekin Hotel Company,

Reported said bill back with sundry amendments,

Which were read, and

Concurred in, and the said bill was

Ordered To a third reading as amended.

Mr. Mills, from the select committee to which was referred the bill for compensating the several persons for labor done, materials furnished, and cash advanced on the new state house,

Reported said bill back without amendment, and

On motion of Mr. Murray,

It was laid on the table.

Mr. Pruyne, from the select committee to which was referred the petition of sundry citizens of McHenry county,

Reported a bill entitled

"An act supplemental to an act to establish certain counties—approved January 16, 1836,"

Which was read, and

Ordered To a second reading.

Mr. Ross, from the select committee to which was referred the petition of sundry citizens of Pike county to change a part of a state road therein named,

Reported a bill entitled

"An act to change a part of a certain state road therein named,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Maxwell,

The resolution, heretofore laid upon the table, vesting the joint select committee appointed to examine into the condition of the State Bank of Illinois, and its branches, with power to send for persons and papers,

Was taken up, and

On motion of Mr. Hacker,

Amended by adding thereto the following proviso, to wit:

"Provided said examination take place in the town of Springfield in relation to the mother bank."

Mr. Herndon moved,

That said resolution be further amended by adding thereto the following, viz:

"That they have power to call upon the officers of the mother bank at Springfield for a copy of the correspondence between them, R. M. Whitney, the Secretary of the Treasury of the United States, and the Attorney General of the United States."

Mr. Browning moved

To amend the proposed amendment, by adding thereto the following viz:

"And also why the select committee appointed at the last session to investigate the subject alluded to, failed to comply with the object of the resolution authorizing them to make investigations,"

Which was not agreed to.

On the question of the adoption of the proposed amendment,

It was decided in the negative.

The question then recurring on the adoption of the resolution as amended,

It was decided in the affirmative.

Ordered That the secretary inform the House of Representatives of the adoption of the said resolution, and ask their concurrence therein.

Mr. Servant moved the adoption of the following preamble and resolutions, viz:

"Whereas doubts are entertained as to the power of Congress to divide the surplus revenue of the United States among the several states, and strong objections exist against the policy of such a measure; and, whereas, under the present revenue laws of the United States it is known that a much larger amount of money will be collected than will be required for the constitutional uses of the United States and the sales of public lands having become one of the principal sources of revenue, and there being no doubt as to the power of Congress to dispose of, and make all needful rules and regulations respecting the territory and other property belonging to the United States; and, whereas a distribution of the nett proceeds of the sales of the public lands among the several states, according to their representation in Congress, would reduce the revenue of the United States so as to leave but a comparatively small amount of

urplus in the national treasury, and settle many of the perplexing and exciting questions which have arisen in reference to the revenue of the United States, therefore,

"Resolved By the General Assembly of the State of Illinois, that the most just and federal disposition which can be made of the proceeds of the sales of the public lands, is to divide the same among the several states according to their representation in Congress.

"Resolved, That in making the distribution aforesaid, the new states ought to be first allowed a fair equivalent for making roads, bridges, and improving the navigation of rivers, thereby increasing the value of the lands, and affording facilities for their sale and settlement.

"Resolved, That the Governor be requested to transmit copies of the foregoing preamble and resolutions to each of the Senators and Representatives in Congress from this state."

Which lie one day on the table.

A message from the Governor, by Mr. Field, Secretary of State—

MR. SPEAKER:

I am directed to lay before the Senate a communication in writing from the Governor.

And he withdrew.

The engrossed bill entitled

"An act to incorporate the Galena Rail Road and Transportation Company,"

Was read a third time, and

On motion of Mr. Wight,

Referred to a select committee.

Ordered, That Messrs. Wight, Parrish, and Thomas be that committee.

The engrossed bill entitled

"An act to amend an act prescribing the mode of summoning grand and petit jurors, and defining their qualifications and duties—approved February 13, 1835,"

Was read the third time, and,

On motion of Mr. Hacker,

Referred to a select committee.

Ordered, That Messrs. Hacker, McLaughlin, and Servant be that committee.

On motion,

The Senate adjourned till 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

The engrossed bills of the following titles, viz:

"An act to incorporate the trustees of Peoria academy," and

"An act to locate a state road from Nashville in Washington county to Equality in Gallatin county,"

Were severally read a third time, and
Passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the secretary inform the house of representatives of the passage thereof, and ask their concurrence therein.

The engrossed bill entitled

"An act to provide for paying contractors on the Illinois and Michigan canal,"

Was read the third time, and,

On motion of Mr. Turney,

Referred to a select committee.

Ordered, That Messrs. Turney, Thomas, and Stadden be that committee.

The bills from the house of representatives of the following titles, viz:

"An act declaring a road therein named a state road;"

"An act to incorporate the Whitehall and Albany Turnpike road Company;"

"An act authorizing the School Commissioner of the county of Cook to pay over to the Commissioner of the county Will her proportion of the School Fund;"

"An act to locate a state road from Shelbyville in Shelby county to the county line of Fayette county;" and

"An act for the relief of the infant heirs of Ezekiel Good, dec'd;"

Were severally read the third time, and
Passed.

The ayes and noes being called for on the passage of the bill last aforesaid,

Those who voted in the affirmative are—

Messrs. Allen, of McLean, Allen, of Greene, Borrough, Craig, Hacker, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyne, Ross, Stadden, Turney, Warren, Weatherford, Whiteside, of Pope, Wight, and Wood—21.

In the negative—

Messrs. Browning, Butler, Edwards, Hackelton, Hamlin, Herndon, Lane, Mills, Murray, O'Rear, Reilley, Servant, Vance, and Mr. Speaker—14.

Ordered, That the titles of the aforesaid bills be respectively as aforesaid, and that the secretary inform the house of representatives of the passage thereof.

The bill from the house of representatives entitled

"An act to incorporate the Jerseyville Hotel Company,"

Was read the third time, and

On motion of Mr. Turney,
Amended by striking out the three last lines of the last section of said bill.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen, of McLean, Borrough, Browning, Butler, Edwards, Fletcher, Hamlin, Lane, Mills, Mitchell, Murray, O'Rear, Owen, Ross, Servant, Thomas, Turney, Vance, Whiteside, of Pope, Wight, and Mr. Speaker—21.

In the negative—

Messrs. Allen, of Greene, Hackelton, Hacker, Herndon, Maxwell, McLaughlin, Noel, Parker, Parrish, Pruyne, Stadden, Weatherford, and Wood—13.

The question then recurring upon the passage of the bill as amended,

It was decided in the affirmative.

Ordered, That the title of said bill be as aforesaid, and that the secretary inform the house of representatives of the passage of said bill and ask their concurrence therein.

The bill from the house of representatives entitled

"An act to locate a state road from Shokokon in Warren county to Rushville in Schuyler county,"

Was read the third time as amended, and

Passed.

On motion of Mr. Owen,

The title of said bill was amended by adding thereto the following words, to wit:

"To intersect the Rushville and Fountain Green state road."

Ordered, That the title be as amended, and that the secretary inform the house of representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate to said bill, and to the title thereof.

The bill from the house of representatives entitled

"An act to locate a state road from Peoria in Peoria county to Knoxville in Knox county, and for other purposes,"

Was read the third time, and

Passed as amended.

On motion of Mr. Hamlin,

The title of the bill was amended by striking out the words

"And for other purposes."

Ordered, That the title be as amended, and that the secretary inform the house of representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate to said bill, and to the title thereof.

The bills of the following titles, viz:

"An act to provide for the election of additional justices of the peace and constables in the counties of Warren and Knox,"

"An act to incorporate the stockholders of the Pittsfield and Mississippi Rail Road Company;" and

"An act entitled an act to lay out a state road therein named;"

Were severally read a second time, and

***Ordered* To be engrossed for a third reading.**

The bill entitled

"An act permanently to locate the seat of government of the state of Illinois,"

Was read the second time, whereupon

Mr. Fletcher moved

That said bill be referred to a select committee.

Mr. Ross moved

That said committee consist of five—

• Mr. Parker, of seven—

Mr. Warren, of ten--

Mr. Thomas moved

That the bill be committed to a committee of the whole, and made the order of the day for Monday next.

Mr. Servant moved

That the further consideration of the bill be indefinitely postponed,

Which was decided in the negative—

Ayes, 14; noes, 23.

Those voting in the affirmative are—

Messrs. Borrough, Craig, Edwards, Hamlin, Lane, McLaughlin, Murray, Owen, Parker, Parrish, Reilley, Servant, Warren, Whiteside, of Pope.

In the negative—

Messrs. Allen, of Greene, Allen, of McLean, Browning, Butler, Fletcher, Hackelton, Hacker, Herndon, Maxwell, Mills, Mitchell, Noel, O'Rear, Pruyne, Ross, Stadden, Thomas, Turney, Vance, Weatherford, Wight, Wood, and Mr. Speaker.

The question recurring upon the motion to commit the bill to a committee of the whole, and make it the order of the day for Monday next,

It was decided in the affirmative.

The bill from the house of representatives entitled

"An act to locate a state road from Hennepin by Pekin to Springfield,"

Was read a second time, and

On motion of Mr. Hamlin,

Referred to a select committee.

***Ordered*, That Messrs. Hamlin, Fletcher, and Mitchell, be that committee.**

The resolution introduced by Mr. Edwards, on yesterday, instructing the committee on finance to inquire and report the probable expenses of the state government for the years 1837 and 1838, and in what manner the same can be raised, &c. &c.

Were taken up, and

Adopted.

The Resolution introduced by Mr. Weatherford, on yesterday, instructing the committee on finance to inquire into the expediency and practicability of increasing the capital stock of the State Bank of Illinois, &c. &c.

Was taken up for consideration, whereupon

Mr. Herndon moved

To amend said resolution by striking out the words 'beyond doubt,' and,

On motion of Mr. Thomas,

Said amendment was amended by striking out the words '*with a view to making it beyond all doubt a state bank, as contemplated by the constitution.*'

The question then recurring on the amendment as amended,

It was decided in the affirmative.

The question further recurring upon the adoption of the said resolution as amended,

It was decided in the affirmative.

The resolution introduced on yesterday by Mr. Maxwell, instructing the committee on the judiciary to inquire into the expediency of passing a law requiring clerks of the Circuit Court to issue execution in certain cases, &c.

Was taken up, and

Adopted.

The Speaker having announced that the communication this day received from the Governor was on executive business,

The doors were closed; and on

Opening the doors,

The question was put upon concurring with the house of representatives in their adoption of the report and resolutions on the subject of Slavery, and

Decided in the affirmative,

By ayes and noes as follows, viz:

Those voting in the affirmative are—

Messrs. Allen, of Greene, Allen, of McLean, Borrough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilley, Ross, Servant, Stadden, Thomas, Turney, Vance, Weatherford, Wight, Wood, and Mr. Speaker—32.

In the negative—

None.

Ordered, That the secretary inform the house of representatives thereof.

The amendments of the house of representatives to the bills from the Senate of the following titles, viz:

"An act to change the corporate powers of the town of Galena;"

"An act to incorporate the Kaskaskia Bridge Company;"

Were severally read, and

Concurred in.

Ordered, That the secretary inform the house of representatives thereof.

The bills from the house of representatives of the following titles, viz:

"An act to re-locate the seat of justice in Clark county;"

"An act to locate a state road;"

"An act to locate a state road from Fairfield in Adams county to Monmouth in Warren county;" and

"An act to locate a certain state road;"

Were severally read, and

Ordered To a second reading.

The bill from the house of representatives entitled

"An act forming an additional judicial district,"

Was read, and

Ordered To a second reading, and

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to the committee on the judiciary.

The bill from the house of representatives entitled

"An act to locate a state road from Charleston in Coles county to Byron in Champaigne county,"

Was read, and

Ordered To a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Vance, and Mills be that committee.

On motion,

The Senate adjourned.

THURSDAY, Jan. 26, 1837.

The Senate met pursuant to adjournment.

Mr. Stadden introduced the petition of sundry citizens of La Salle and Iroquois counties for a state road therein named,

Which was,

On his motion

Referred to a select committee.

Ordered, That Messrs. Stadden, Allen, of McLean, and Vance be that committee.

Mr. Pruyne introduced the petition of the rector, wardens, and vestry of St. James' church, in the town of Chicago, praying an act of incorporation,

Which was read, and

On motion of Mr. Pruyne,

Referred to a select committee.

Ordered, That Messrs. Pruyne, Noel, and Murray be that committee.

Mr. Craig, from the select committee to which had been referred the petition of sundry citizens of Montgomery county for an alteration of a state road therein named,

Reported a bill entitled

"An act to change a part of the state road from Hillsborough to Alton,"

Which was read, and

Ordered To a second reading.

Mr. Hackelton, from the committee on engrossed bills,

Reported that on this day they had laid before the Council of Revision bills of the following titles:

"An act for the relief of Charles J. Weed;"

"An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark, deceased;"

"An act to vacate part of a state road leading from Rushville in Schuyler county to Commerce in Hancock county."

Mr. Mills from the select committee to which had been referred the petitions of sundry citizens of Edwards county praying a distribution of the school fund,

Reported a bill entitled

"An act for the distribution of the School and Seminary Fund amongst the several counties of the state, and to provide for the application of the interest to common school purposes,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Ordered To be laid on the table, and

Printed.

Mr. Parker, from the select committee to which was referred the bill from the house of representatives for locating a state road from Charleston to Springfield,

Reported said bill back with amendments,

Which were read, and concurred in.

Ordered, That the bill be read a third time as amended.

Mr. Wight, from the select committee to which were referred the petitions of sundry citizens of the counties of Ogle and Whiteside for, and the remonstrances of sundry other citizens of the same counties against the alteration of the boundary lines, and the relocation of the county seat of said county, made the following report, viz:

"That they have had the same under consideration, and beg leave to report that the first part of their duty appears to be to ascertain, that the petitioners had given the legal notice in such case: when satisfied upon this subject, they proceeded to examine the respective petitions and remonstrances with a great deal of minuteness and accuracy, which enabled them to arrive at the following result:—

"The whole number of the citizens of of Ogle county, who have signed one or the other appears to be 'four hundred and eleven,' two hundred and thirty-six of whom have signed the petition, and one hundred and seventy-five the remonstrance. The petition and remonstrance from Whiteside being equal in point of numbers, but from information to be relied on, from citizens residing in that section of country, (now in Vandalia) who appeared before the committee, which information is corroborated by the representation from that district, it appears that while those whose names are found on the petition were identified, with but one solitary exception, as being *bona fide* residents of of that part of the county prayed to be attached, but three names on the remonstrance could be identified as living in Whiteside county, and they quite remote from the territory in question, the greater part of the balance being identified as citizens of Galena and the Wisconsin Territory. The committee will further state that the original petition which the former Senator from that district presented to the Senate for the formation of a county on the Rock River, asked for the same boundaries which are now proposed and asked for by the petition, as appears manifest from the original bill as first introduced, creating the county, by the standing committee on petitions. These facts, in connection with the circumstance that the present boundary in question cuts in two one of the oldest, and decidedly the most populous and dense settlements in that section of country, give the petitioners strong claims to legislative interference.

"As regards the relocation of the seat of justice your committee will state, that independent of the circumstantial evidence that the location was made more with an eye to promote the schemes of certain speculators than the interests of the citizens of said county, upon which your committee, however, do not wish to be understood to give an opinion that the present location is objectionable on account of its remoteness from the centre, being *thirty* miles from the south boundary and but *twelve* miles from the north boundary, *twenty-three* miles from its east and *fifteen* from its west boundary, and as your committee are farther satisfied that great discontent (indeed to an alarming degree) prevails throughout said county upon this subject, we therefore

Report a bill entitled

"An act for altering the boundaries of Ogle county, and other purposes,"

Which said bill was read, and

Ordered To a second reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Maxwell, Wight, and O'Rear be that committee.

Mr. Hackelton moved the adoption of the following resolution, viz:

"Resolved, That the Auditor be requested to inform the Senate of the amount of money paid out of the Treasury in the year 1826, in relation to the redemption of wolfs' scalps,"

Which lies one day on the table.

Mr. Maxwell, on leave given, introduced a bill entitled

"An act to amend an act entitled an act for the organization and government of the militia of this state—approved 2d March, 1833,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to the committee on military affairs.

Mr. Maxwell, on leave given, introduced a bill entitled

"An act to repeal an act entitled an act permanently to locate the seat of government of Illinois,"

Which was read, and

Ordered To a second reading.

Mr. Hackelton, on leave given, introduced a bill entitled

"An act relative to the town of Utica in the county of Fulton,"

Which was read, and

Ordered To a second reading.

A message from the house of representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The house of representatives have passed bills of the following titles, viz:

"An act to locate a state road from Quincy in Adams county to Philips ferry in Pike county;"

"An act to locate a state road from Galena to Beardstown;"

"An act to alter a part of the state road from Gilead in Calhoun county to Rushville in Schuyler county;"

"An act to establish a state road from Peoria to Hendersonville;"
and

"An act to encourage the killing of wolves;"

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in their amendments to the bill from the house of representatives entitled

"An act for a state road from Peoria in Peoria county to Quincy in Adams county "

They have also concurred with the Senate in the passage of the bills from the Senate entitled

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same—approved January 16, 1836;"

"An act to review and relocate a state road from opposite Naples to Centerville in Adams county;"

"An act to vacate a part of a state road therein named."

They have also concurred in the passage of the bill with the Senate entitled

"An act to locate a state road from Henderson in Knox county to Morristown in Henry county,"

As amended by them,

In which amendments they ask the concurrence of the Senate.

And he withdrew.

On motion of Mr. Ross,

The committee of the whole were discharged from the further consideration of the bill from the house of representatives entitled

"An act to make the clerks of the County Commissioners' Courts, County Treasurer, Public Administrators and Notaries Public, elective by the people,"

And the amendments heretofore proposed to said bill, whereupon

On motion of Mr. Reilley,

The proposed amendment was amended by adding the following as an additional section, to be inserted next before the last section of the amendment, viz:

"SEC. 8. The office of justice of the peace is hereby declared incompatible with the offices of surrogate, clerk of the county commissioners' court, and clerk of the circuit courts."

Mr. Thomas moved

Further to amend the proposed amendments, by adding the following as an additional section, viz:

"At the several elections herein required there shall be an election for a state's attorney in each judicial circuit in this state, and the clerks of the county commissioners' courts shall certify the returns of the elections to the secretary, as are required in elections for members of Congress. and the persons having the highest number of votes shall be commissioned by the Governor, and continue in office until their successors are elected, and qualified: and state's attorneys so elected shall perform the same duties as now required by law,"

Which was decided in the negative,

One aye, 35 noes.

Mr. Thomas voted in the affirmative.

Those voting in the negative are—

Messrs. Allen, of Greene, Allen, of McLean, Bond, Borrough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Turney, Vance, Warren, Weatherford, Whiteside, of Pope, Wight, Wood, and Mr. Speaker.

Mr. Thomas moved

Further to amend the proposed amendment by adding thereto as an additional section the following, viz:

"The act entitled 'An act to amend an act entitled an act relating to the Attorney General and State's Attorneys, in force 7th February, 1835,' is hereby repealed, and the laws repealed by that act are hereby revived, and declared to be in force,"

Which was decided in the negative,

Ayes 11, noes 26.

Those voting in the affirmative are—

Messrs. Allen, of McLean, Browning, Butler, Edwards, Hamlin, Lane, Servant, Thomas, Vance, and Mr. Speaker.

In the negative—

Messrs. Allen, of Greene, Bond, Borrough, Craig, Hackelton, Hacker, Herndon, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Stadden, Turney, Warren, Weatherford, Whiteside, of Pope, Wight, and Wood.

Mr. Browning moved

Further to amend the proposed amendment by striking out of the 6th line of the first section thereof the word 'second,' and inserting the word 'fourth' in lieu thereof,

Which was decided in the negative.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Bond,

The vote upon the adoption of the amendment of Mr. Reilley, to the amendments proposed to the bill from the house of representatives for the election by the people of the clerks of the County Commissioners' Courts, and other officers, which were under consideration at the last adjournment, was reconsidered, and thereupon said amendment was withdrawn by Mr. Reilley.

Mr. Servant proposed the amendment offered and withdrawn by Mr. Reilley,

Which was decided in the negative,

Ayes 7, noes 28.

Those voting in the affirmative are—

Messrs. Browning, Butler, Edwards, Servant, Thomas, Vance, and Whiteside of Pope.

In the negative,

Messrs. Allen, of Greene, Allen of McLean, Borough, Craig, Hackelton, Hacker, Hamlin, Herndon, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilley, Ross, Stadden, Turney, Warren, Weatherford, Wight, Wood, and Mr. Speaker

The question recurring upon the amendments proposed to the bill, It was decided in the affirmative—

Ayes 21, noes 16.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Bond, Borough, Craig, Hackelton, Herndon, McLaughlin, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyn, Reilley, Ross, Stadden, Turney Warren, Weatherford, and Wight.

In the negative—

Messrs. Allen, of McLean, Browning, Butler, Edwards, Hacker, Hamlin, Lane, Maxwell, Mills, Mitchell, Servant, Thomas, Vance, Whiteside, of Pope, Wood and Mr. Speaker.

Mr. Maxwell, moved to amend the bill by striking out so much thereof as relates to Surrogates and Judges of Probate,

Which was decided in the negative—

Ayes 15, noes 21.

Those voting in the affirmative are—

Messrs. Allen, of McLean, Browning, Butler, Edwards, Hacker, Hamlin, Lane, Maxwell, Mills, Mitchell, Servant, Vance, Whiteside, of Pope, Wood and Mr. Speaker.

In the negative—

Messrs. Allen, of Greene, Bond, Borough, Craig, Hackelton, Herndon, McLaughlin, Murray, Noel, O'Rear, Owen, Parker, Pruyn, Reilley, Ross, Stadden, Thomas, Turney, Warren, Weatherford, and Wight.

Mr. Parker moved that the bill be referred to a select committee, Which was not agreed to.

On motion of Mr. Weatherford,

The bill was referred to a select committee of five.

Ordered, That Messrs. Weatherford, Ross, Hacker, Browning and Turney be that committee.

Mr. Maxwell moved the adoption of the following resolution viz:

Resolved, That the Public Printer be required to print 500 copies of the bill for an act for the distribution of the School and Seminary Fund among the several counties of this State, and to provide for the application of the interest to Common Schools and for other purposes.

This day laid on the table, and
Ordered, To be printed;
 Which lies one day on the table.
 On motion,
 The Senate adjourned.

FRIDAY, *January 27*, 1837.

The Senate met pursuant to adjournment.

Mr. Weatherford introduced the petition of James Hobbs of Morgan county praying the passage of a law changing the name of a certain person therein named,

Which was, on his motion,
 Referred to a select committee.

Mr. Browning, from the committee on the judiciary which was instructed by resolution to inquire into the expediency of amending the probate law,

Reported said resolution back, and

Ordered, That Messrs. Weatherford, O'Rear, and Browning be that committee.

Asked to be discharged from the further consideration of the subject.

Which was done.

Mr. Turney, from the committee on the judiciary, to which was referred the bill from the House of Representatives for forming an additional judicial district,

Reported said bill back with an amendment

Which was read, and concurred in.

Ordered That the bill be read a third time as amended.

Mr. Pruyne moved

That the rule of the Senate be dispensed with, and the bill read a third time now by its title,

Which was not agreed to.

Mr. Turney, from the committee on the judiciary to which had been referred the engrossed bill providing for the payment of contractors on the Michigan and Illinois canal,

Reported the same back with an amendment,

Which was read, and

On motion of Mr. Hackelton,

Amended by inserting the word 'March,' after the word 'February,'

The question then recurring upon the amendment as amended,

It was decided in the affirmative.

On motion of Mr. Browning,

The bill was further amended by adding thereto the following proviso, viz:

Provided, That the payments to be made under the provisions of this bill shall not exceed the sum of fifteen thousand dollars.

Mr. Maxwell moved

Further to amend the bill by adding thereto the following proviso, viz:

Provided Further that nothing herein contained shall authorize said engineer to act as commissioner, if canal commissioners should be appointed, and enter upon the discharge of their duties during said time;" and

On motion of Mr. Weatherford,

The bill and proposed amendment were

Referred to a select committee.

Ordered, That Messrs. Weatherford, Hackelton, and Pruyn be that committee.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled bills of the following titles, viz:

"An act to review and re-locate a state road from opposite Naples to Centerville in Adams county;"

"An act to amend an act relating to the Gallatin Saline, and the lands belonging to the same—approved Jan. 16, 1836;"

"An act to vacate part of a state road therein named;"

"An act to incorporate the Kaskaskia Bridge Company;"

"An act to locate a state road from Shelbyville in Shelby county to the county line of Fayette county;" and

"An act declaring a road therein named a state road."

Mr. Weatherford, from the select committee of five to which had been referred the bill from the House of Representatives providing for the election of clerks of County Commissioners' Courts, and other officers,

Reported said bill back with an amendment,

Which was read, and thereupon

Mr. Mitchell moved

That the further consideration of said bill and proposed amendments be indefinitely postponed,

Which was decided in the negative,

Ayes 11, noes 26.

Those voting in the affirmative are—

Messrs. Allen, of McLean, Bond, Browning, Edwards, Hamlin, Lane, Mitchell, Murray, O'Rear, Thomas, and Vance.

In the negative—

Messrs. Allen, of Greene, Borrough, Butler, Craig, [Hackelton, Hacker, Herndon, Maxwell, McLaughlin, Mills, Noel, Owen, Parker, Parrish, Pruyn, Reilley, Ross, Servant, Stadden, Turney, Warren, Weatherford, Whiteside, of Monroe, Whiteside, of Pope, Wight, and Wood.

On motion of Mr. Browning,

The proposed amendment was amended by striking out of the first section the word 'second,' and inserting in lieu thereof the word 'fourth,' and by striking out of the same section the word 'two,' and inserting the word 'four' in lieu thereof.

Mr. Servant moved

That the proposed amendment be further amended by striking out so much thereof as relates to county treasurers,

Which was not agreed to.

Mr. O'Rear moved

Further to amend the proposed amendment by adding to the first section thereof the following proviso, viz:

Provided, That no person shall be eligible to the office of Clerk until he shall have obtained from some circuit judge of this state a certificate of his qualifications,

Which was decided in the negative,

Ayes 7, noes 29.

Those voting in the affirmative are—

Messrs. Allen, of McLean, Browning, Hamlin, O'Rear, Thomas, Vance, and Wight.

In the negative—

Messrs. Allen, of Greene, Bond, Borrough, Butler, Craig, Edwards, Hacker, Herndon, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Turney, Warren, Weatherford, Whiteside, of Monroe, Whiteside, of Pope, and Wood.

Mr. Reilley moved

Further to amend the proposed amendment by adding the following thereto as an additional section, viz:

"That the office of justice of the peace is hereby declared incompatible with the office of Clerk of the Circuit Court, and Clerks of Commissioners' Courts,"

Which was decided in the negative,

Ayes 7, noes 30.

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Hamlin, O'Rear, Reilley, Servant, and Thomas.

In the negative—

Messrs. Allen, of Greene, Borrough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Herndon, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Ross, Stadden, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside, of Pope, Wight, and Wood.

On motion of Mr. Hacker,

The proposed amendment was further amended by adding to the 4th section the following proviso, viz:

Provided, That the court may, for good cause, to be spread upon the

record, remove the clerk and appoint another, who shall continue in office until his successor shall be elected and qualified,"

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen, of McLean, Allen, of Greene, Bond, Borrough. Browning, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside, of Monroe, Whiteside, of Pope, Wight, and Wood—34.

Mr. Herndon voted in the negative—1.

On motion of Mr. Owen,

The proposed amendment was further amended by adding to the 4th section the following proviso, viz:

"Provided, That, if the County Commissioners' Court, on settlement with the County Treasurer at any time, shall find him in default, they shall have power to remove said treasurer from office, and appoint another in his stead."

The question recurring upon adopting the proposed amendment as amended,

It was decided in the affirmative,

Ayes 30, noes 6.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Allen, of McLean, Bond, Borrough, Browning, Butler, Craig, Hackelton, Hacker, Herndon, Lane, Maxwell, McLaughlin, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Turney, Warren, Weatherford, Whiteside, of Pope, Wight, and Wood.

In the negative—

Messrs. Edwards, Hamlin, Mitchell, O'Rear, Thomas, and Vance.

On motion of Mr. Hacker,

The bill was then referred to a select committee.

Ordered, That Messrs. Hacker, Turney, and Parrish be that committee.

Mr. Craig, on leave given, introduced a bill entitled

"An act to incorporate the Hillsborough academy,"

Which was read, and

Ordered To a second reading.

Mr. Butler, on leave given, introduced a bill entitled

"An act to amend an act entitled an act to create and organize the counties therein named,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Butler,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to the committee on the judiciary.

Mr. Hacker moved

The adoption of the following resolution, viz:

"Resolved, That the committee on the judiciary be instructed to revise the statutes concerning wills and testaments, and the administration of intestates' estates, and that said committee shall have power to appoint and employ a clerk to assist them in the performance of that duty."

On motion of Mr. Hacker,

Ordered, That the rule of the Senate be dispensed with, and the resolution be now considered.

Mr. Reilley moved

To amend the resolution by striking out all after the word 'estates' in the fifth line,

Which was not agreed to.

The question then recurring on the adoption of the resolution,

It was decided in the affirmative,

Ayes 25, noes 9.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Allen, of McLean, Borrough, Craig, Edwards, Hackelton, Hacker, Hamlin, McLaughlin, O'Rear, Owen, Parker, Parrish, Pruyne, Ross, Servant, Stadden, Turney, Vance, Warren, Weatherford, Whiteside, of Monroe, Whiteside, of Pope, Wight, and Wood.

In the negative—

Messrs. Bond, Browning, Lane, Maxwell, Mitchell, Murray, Noel, Reilley, and Thomas.

A message from the Council of Revision by Mr. Owings their secretary—

MR. SPEAKER:

The Council of Revision have approved bills of the following titles, viz:

"An act to locate a state road from Salem to Chester;"

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair;"

"An act to vacate a part of the state road leading from Rushville in Schuyler county to Commerce in Hancock county;" and

He withdrew.

A message from the House of Representatives, by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bills from the House of Representatives entitled

"An act to locate a state road from Peoria in Peoria county to Knoxville in Knox county, and for other purposes;" and

"An act to locate and establish a state road from the state line of Indiana to Catfish Point in the county of Edgar."

They have also concurred with the Senate in their amendment to the title of said last mentioned bill.

They have also concurred with the Senate in the adoption of the resolution reported by the joint select committee appointed to investigate the affairs, condition, &c. of the State Bank of Illinois, as amended by the Senate.

They have refused to concur with the Senate in their amendment to the bill from the House of Representatives entitled

"An act to incorporate the Jerseyville Hotel Company."

And he withdrew.

On motion of Mr. Turney,

Ordered, That the Senate take a recess until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Parrish introduced two several petitions of sundry citizens of the county of Franklin praying a re-location of that part of the state road leading from Vienna to Frankfort, that lies within Franklin county,

Which was,

On his motion,

Referred to the same select committee to which was referred the bill from the House of Representatives on that subject.

Mr. Parker, on leave given, introduced a bill entitled

"An act to limit the jurisdiction of justices of the peace in civil suits,"

Which was read, and

Ordered to a second reading.

Mr. Allen, of McLean, on leave given, introduced a bill entitled

"An act to vacate parts of certain roads,"

Which was read, and

Ordered To a second reading.

Mr. Mitchell, on leave given, introduced a bill entitled

"An act to establish a state road therein named,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Murray,

The bill providing for the payment of sundry persons for labor, &c upon the new state house, and the accompanying report made by the select committee who had reported said bill which had heretofore been laid on the table,

Were taken up.

Mr. Servant moved

That the said report be laid on the table, and printed,

Which was not agreed to.

On motion of Mr. Stadden,

The vote just taken upon laying on the table and printing said report was reconsidered, and thereupon,

The question recurring upon said motion,

It was decided in the negative,

Ayes 17, noes 18.

Those voting in the affirmative are—

Messrs. Bond, Craig, Hackelton, Hamlin, Lane, McLaughlin, Noel, O'Rear, Parker, Parrish, Pruyne, Ross, Servant, Turney, Warren, Whiteside, of Pope, and Wight.

In the negative—

Messrs. Allen, of Greene, Allen, of McLean, Borrough, Browning, Butler, Hacker, Herndon, Mills, Mitchell, Murray, Owen, Reilley, Stadden, Thomas, Vance, Weatherford, Whiteside, of Monroe, and Mr. Speaker.

On motion of Mr. Servant,

Ordered, That the report lie on the table.

On motion of Mr. Browning,

The said bill was amended by striking out the second section, and inserting the following in lieu thereof, viz:

"That the several sums appropriated in the first section of this bill shall, when paid, be in full for all materials furnished, money advanced, and work or labor done, to and upon said state house up to this time, and that no further allowance shall ever hereafter be made for the same to any person whatever."

Mr. Whiteside, of Monroe, moved

That the bill be committed to a committee of the whole, and made the order of the day for Monday next,

Which was not agreed to.

Mr. Servant moved

That the said bill be further amended by striking out of the first section so much thereof as makes an appropriation of \$748 90¢ to William Linn,

Which was not agreed to.

Ordered, That the bill be engrossed for a third reading as amended.

The engrossed bills of the following titles, viz:

"An act to amend an act entitled an act to lay out a state road therein named;"

"An act for the relief of the sheriff of Shelby county;"

"An act to establish a state road from Meacham's ferry in Pike county to Carlinville in Macoupin county;"

"An act declaring the road leading from Peoria to Knoxville a state road;"

"An act to provide for the election of additional justices of the peace and constables in the counties of Warren and Knox;"

"An act to incorporate the stockholders of the Pittsfield and Mississippi Rail Road Company;"

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The bill from the House of Representatives entitled

"An act change a part of the state road from Shelbyville to the Wabash,"

Was read the third time, and

Passed.

Ordered, That the title of said bill be as aforesaid, and that the secretary inform the house of representatives of the passage of said bill.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from Shelbyville in Shelby county. via Urbanna in Champaigne county to intersect the state road leading from Danville to Chicago;"

"An act for a state road from Utica in Fulton county to Farmington," and

"An act to locate a state road from Charleston to Springfield;"

Were severally read a third time, and

Passed as amended.

Ordered, That that the titles be respectively as aforesaid and that the secretary inform the House of Representatives of the passage of said bills, and ask their concurrence in the amendments of the Senate thereto.

The bills from the House of Representatives entitled

"An act to incorporate the Pekin Hotel Company,"

Was read a third time, and

On motion of Mr. Hackelton,

Laid on the table.

On motion,

The Senate adjourned.

SATURDAY, *January 28*, 1837.

Senate met pursuant to adjournment.

Mr. Bond introduced the petition of Thomas B. Affick, administrator of John Omelvany, deceased, praying relief,

Which was read, and

On his motion,

Referred to the committee on the judiciary.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road from Peoria in Peoria county to Knoxville in Knox county, and for other purposes;"

"An act authorizing the School Commissioner of the county of Cook to pay over to the Commissioner of the county of Will her proportion of the School Fund,"

"An act for the relief of the infant heirs of Ezekiel Good, dec'd;"

"An act to incorporate the Whitehall and Albany Turnpike Road Company;"

"An act for a state road from Peoria in Peoria county to Quincy in Adams county;" and

The resolutions on the subject of Domestic Slavery.

Mr. Browning, from the committee on the judiciary, to which was referred the bill from the House of Representatives entitled

"An act to amend an act entitled an act for the limitation of actions, and for avoiding vexatious law suits,"

Reported said bill back with an amendment,

Which was read, and

Concurred in, and said bill was

Ordered To a third reading as amended.

Mr. Whiteside, of Monroe, from the committee on petitions to which was referred the petition of sundry citizens of Hamilton county praying the passage of a law to authorize William Hanson to retail goods throughout the state without payment of license,

Reported a bill entitled

"An act for the relief of William Armstrong and William Hansen,"

Which was read, and

Ordered To a second reading.

Mr. Whiteside, of Monroe, from the committee on petitions to which was referred the bill entitled

"An act for the relief of William Armstrong,"

Reported said bill back without amendment, and

Recommended its rejection, whereupon

The question was put upon ordering said bill to be engrossed for a third reading, and

Decided in the negative.

Mr. Browning, from the committee on the judiciary to which was referred the bill for

"An act relative to certain School Lands in the county of Fulton,"

Reported said bill back without amendment, whereupon it was

Ordered To be engrossed for a third reading.

A message from the house of representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bills from the House entitled

"An act to incorporate the Granville academy;"

"An act to locate a state road from Yoik to New Richmond in the county of Clark;" and

"An act to locate a state road from Shokokon in Warren county to Rushville in Schuyler county."

They have also concurred with the Senate in their amendment to the title of said last mentioned bill.

And he withdrew.

Mr. Maxwell, from the select committee to which was referred the bill for altering the county lines of the county of Ogle, &c.

Reported said bill back with an amendment, and thereupon,

On motion of Mr. Maxwell,

The said bill and proposed amendment were indefinitely postponed.

Mr. Hacker, from the select committee to which was referred the bill from the House of Representatives entitled

"An act to make the clerks of the County Commissioners' Courts, county treasurers, public administrators, and notaries public elective by the people,"

And the amendments of the Senate thereto,

Reported the same bill back without amendment, and thereupon,

On motion of Mr. Thomas,

The amendments heretofore made to said bill were amended by striking out of the first section '1838,' and inserting '1839' in lieu thereof.

Ordered, That the bill be read a third time as amended.

Mr. Hacker moved

That the rule of the Senate be dispensed with, and the bill be read a third time now by its title,

Which was not agreed to.

Mr. Servant introduced the following resolution, viz:

"*Resolved*, That the Secretary of State be directed to cause to be published in the newspapers printed in Vandalia, an act passed at the last session of the General Assembly of this state entitled

"An act supplementary to an act to provide for raising a revenue—approved February 19, 1827."

Which lies one day on the table.

On motion, the Senate adjourned.

MONDAY, Jan. 30, 1837.

The Senate met pursuant to adjournment.

Mr. Ross introduced the petition of sundry citizens of Pike county praying a charter for a rail road from Augusta to a point opposite Louisiana in Missouri,

Which was

On his motion,

Referred to the same select committee to which other petitions on the same subject had been referred.

Mr. Hamlin introduced the petition of sundry citizens of Putnam and Peoria counties praying the location of a state road on the nearest and best route from Peoria to Galena,

Which was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Hackelton, and Wight be that committee.

Mr. Hamlin introduced the petition of sundry citizens of Peoria praying a special act of incorporation of their town,

Which was,

On his motion,

Referred to the committee on petitions.

Mr. Hacker, from the committee on state roads, to which had been referred the petition of sundry citizens of St. Clair county praying an alteration in part of the state road from Vincennes to St. Louis,

Reported a bill entitled

“An act to review and relocate a state road from Lebanon to Illinois town,”

Which was read, and

Ordered To a second reading.

Mr. Maxwell, from the committee on military affairs, to which was referred the bill to amend an act for the government and organization of the militia of this state—approved 2d March, 1833,

Reported said bill back without amendment, whereupon,

On motion of Mr. Lane,

It was re-committed to a select committee.

Ordered, That Messrs. Lane, Bond, and Maxwell be that committee.

Mr. Lane, from the select committee to which was referred the bill from the House of Representatives authorizing James Jesup to build a bridge across the Skillet Fork,

Reported the same back with an amendment,

Which was read, and

Concurred in, and the bill was

Ordered To a third reading as amended.

Mr. Hackelton, from the committee on enrolled bills,

Reported that on this day they laid before the Council of Revision bills of the following titles, viz:

"An act to locate a state road from Peoria in Peoria county to Knoxville in Knox county, and for other purposes;"

"An act for a state road from Peoria in Peoria county to Quincy in Adams county;"

"An act to incorporate the Whitehall and Albany Turnpike Road Company;"

"An act authorizing the School Commissioner of the county of Cook to pay over to the Commissioner of the county of Will her proportion of the School Funds;"

"An act for the relief of the infant heirs of Ezekiel Good, dec'd; And that they have delivered to the Governor the report and resolutions on the subject of Slavery.

Mr. Wight, from the select committee to which was referred the engrossed bill to incorporate the Galena Rail Road and Transportation Company,

Reported said bill back with sundry amendments,

Which were read, and

Concurred in, and thereupon said bill was

Passed as amended.

Ordered, That the title be as aforesaid and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

Mr. Weatherford, from the select committee to which was referred the petition of James Hobbs,

Reported a bill entitled

"An act to alter the name of William Lock,"

Which was read, and

Ordered To a second reading.

Mr. Hackelton, from the select committee to which was referred the engrossed bill providing for the paying of the contractors on the Illinois and Michigan canal, and the amendment proposed thereto by Mr. Maxwell,

Reported the same back with an amendment to said amendment,

Which was read, and

Concurred in.

On motion of Mr. Pruyn,

The vote heretofore taken upon the amendment restricting the amount of money to be paid by authority of said bill to \$15,000,

Was re-considered, whereupon,

On motion of Mr. Pruyn.

Said amendment was amended by striking out \$15,000, and inserting \$30,000 in lieu thereof.

The amendment as amended was then

Adopted, and

The question recurring upon the passage of the bill as amended,
It was decided in the affirmative.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

Mr. Mitchell, from the select committee to which had been referred the petition of sundry citizens of Tazewell county,

Reported a bill entitled

"An act to change a state road therein named,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Mitchell,

Leave of absence was granted to Mr. Warren until Friday next.

Mr. Hackelton, from the select committee to which was referred the bill for incorporating the Liverpool, and Canton, Knoxville Rail Road Company,

Reported the same back with sundry amendment,

Which were read, and

Concurred in, and the bill was

Ordered To be engrossed for a third reading as amended.

Mr. Browning from the committee on the judiciary who were instructed by resolution to inquire into the expediency of requiring by law that clerks of the Circuit Courts issue execution on the filing in their offices of writs of *procedendo* from the Supreme Court,

Reported a bill entitled

"An act concerning appeals and writs of Error,"

Which was read, and

Ordered To a second reading.

Mr. Browning, from the same committee who were instructed by resolution to inquire whether or not there should not be a more definite expression by law of what constitutes fraud in written instruments

Reported said resolution back and asked to be discharged from the further consideration thereof,

Which was done.

Mr. Owen moved the adoption of the following resolution, viz:

"*Resolved* By the Senate, the House of Representatives concurring herein, that no new business be received into either branch of the Legislature after the 6th day of February next,"

Which lies one day on the table.

Mr. Maxwell, on leave given, introduced a bill entitled

"An act to incorporate the President, and Trustees of the Rushville Seminary,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Ross,

The rule of the Senate was dispensed with, and

The bill was read a second time by its title, and

On motion of Mr. Maxwell,
Referred to a select committee.

Ordered, That Messrs. Maxwell, Murray, and Fletcher be that committee.

Mr. Parrish, from the select committee to which was referred the bill from the House of Representatives entitled

"An act to re locate part of a certain state road therein named,"

Together with two several petitions of sundry citizens of Franklin county in relation to the subject matter of said bill,

Reported said bill back with sundry amendments, and

On motion of Mr. Whiteside, of Pope,

Said bill and proposed amendments

Were laid on the table.

On motion of Mr. Murray,

The bill heretofore laid on the table authorizing Samuel Rodgers to sell and convey certain real estate therein named,

Was taken up, and

Ordered To be engrossed for a third reading.

Mr. Servant, on leave given, introduced a bill entitled

"An act to incorporate the Chester, Nashville, and Pinckneyville Rail Road Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Hackelton,

The bill from the House of Representatives for incorporating the Pekin Hotel Company, which had heretofore been laid upon the table,

Was taken up, and

On motion of Mr. Bond,

Referred to a select committee.

Ordered, That Messrs. Bond, Mitchell, and Turney be that committee.

On motion of Mr. Browning,

The bill entitled

"An act to amend an act establishing the Courts of County Commissioners—approved March 22d, 1829,"

Heretofore laid on the table,

Was taken up, and

Ordered To be engrossed for a third reading.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen, of McLean, Browning, Butler, Edwards, Hacker, Hamlin, Maxwell, Mills, Mitchell, O'Rear, Owen, Parker, Reilley, Ross, Stadden, Thomas, Vance, Whiteside, of Monroe, Whiteside, of Pope, and Wight—20

In the negative—

Messrs. Allen, of Greene, Bond, Borrough, Hackelton, Lane, Mc-

Laughlin, Murray, Noel, Parrish, Prnyne, Turney, Weatherford, Wood and Mr. Speaker—14

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Vance, from the select committee to which was referred the bill for a state road from Bloomington in McLean county to James Roe's in Champaigne county, and sundry petitions in regard to the subject matter of said bill,

Reported said bill back without amendment, and recommended the indefinite postponement of the further consideration of said bill and petitions;

Which was done.

On motion of Mr. Edwards,

The bill heretofore laid on the table, relative to establishing Free Schools throughout the state,

Was taken up, and

On motion of Mr. Thomas,

Referred to the committee on Seminary School Lands and Education.

Mr. Parrish moved the adoption of the following resolution, viz:

***Resolved,* That a joint select committee consisting of two on the part of the Senate, and three on the part of the House, be appointed to inquire into the expediency of making out in as particular a manner as possible, the description of all the rail road routes now contemplated by the General Assembly, and that the said routes be made known to our Representatives in Congress, with a view to obtain from the general government a pre-emption right to land lying within five miles of said routes, and have the same reserved from sale as soon as possible.**

Which lies one day on the table.

On motion of Mr. Thomas,

The engrossed bill heretofore laid on the table entitled,

"An act to regulate proceedings by attachment before Justices of the Peace,"

Was taken up and passed.

***Ordered,* That the title be as aforesaid, and that the Secretary inform the House of Representatives of the said bill, and ask their concurrence therein.**

Mr. Hamlin from the select committee to which had been referred the bill from the House of Representatives entitled,

"An act to locate a state road from Hennepin by Pekin to Springfield,"

Reported the same back with amendments;

Which was read and concurred in.

Ordered, That the bill be read a third time.

On motion of Mr. Whiteside, of Pope,

The bill from the House of Representatives, heretofore laid on the table entitled,

"An act to re-locate part of a certain state road therein named, with the proposed amendments,"

Was taken up, and

The said amendments concurred in.

Ordered, That said bill be read a third time.

Mr. Mills, on leave given, introduced a bill entitled,

"An act to change the name of the town of Selma and for other purposes;

Which was read, and

Ordered, To a second reading.

The bill from the House of Representatives entitled,

"An act forming an additional Judicial District,"

Was read a third time, and

Passed as amended.

On motion of Mr. Thomas,

The title of the said bill was amended by striking out the word "*District*," and inserting in lieu thereof the word "*Circuit*."

Ordered, That the title of the bill be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate to said bill and to the title thereof.

The engrossed bills of the following titles, viz:

"An act to compensate the several persons for labor done, materials furnished, and cash advanced on the new State House," and

"An act relative to certain School Lands in the county of Fulton,"

Were severally read a third time, and

Passed.

Ordered, That the titles of the said bills be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills and ask their concurrence therein.

The bill from the House of Representatives entitled,

"An act to make the Clerks of the County Commissioners Courts, County Treasurers, Public Administrators and Notaries Public, elective by the people,"

Was read a third time, and

Passed as amended by ayes and noes, as follows, viz,

Those voting in the affirmative are—

Messrs. Allen, of Greene, Bond, Berrough, Browning, Butler, Craig, Hackelton, Hacker, Herndon, Lane, Maxwell, McLaughlin, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Stadden, Turney, Weatherford, Whiteside, of Monroe, Whiteside, of Pope, Wight and Wood—28.

In the negative—

Messrs. Allen, of McLean, Edwards, Hamlin, Mitchell, Thomas, Vance, and Mr. Speaker—7.

On motion of Mr. Turney,

The title of said bill was amended by striking out the words *Public Administrator and Notaries Public.*

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives of the passage of the bill aforesaid and ask their concurrence in the amendments to the same, and to the title thereof.

The bill from the House of Representatives entitled,

“An act for the limitation of actions, and avoiding vexatious law suits,”

Was read a third time, and

Passed as amended.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto.

On motion,

The Senate adjourned.

TUESDAY, Jan. 31, 1837.

The Senate met pursuant to adjournment.

Mr. Hamlin, from the select committee to which had been referred the petition of the citizens of the town of Peoria,

Reported a bill entitled

“An act to extend the corporate powers of the town of Peoria,”

Which was read, and

Ordered To a second reading.

Mr. Thomas, from the committee on canal and canal lands to which was referred the bill for incorporating a company to improve Fox river for navigation, &c.

Reported the same back without amendment, whereupon,

On motion of Mr. Stadden,

It was re-committed to a select committee.

Ordered, That Messrs. Stadden, O'Rear, and Reilley be that committee.

Mr. Lane, from the select committee to which was referred the bill to amend the act for the organization and government of the militia of this state—approved 2d March, 1833,

Reported said bill back with an amendment,

Which was read, and

Concurred in.

Mr. Thomas moved

Further to amend the bill by adding the following thereto as an additional section, viz:

"That all laws allowing pay to Brigade Majors are hereby repealed,"

Which was decided in the negative,

Ayes 15, noes 19.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Allen of McLean, Bond, Browning, Edwards, Hamlin, McLaughlin, Murray, O'Rear, Reilley, Thomas, Vance, Wight, Wood, and Mr. Speaker.

In the negative,

Messrs. Borrough, Butler, Craig, Fletcher, Herndon, Lane, Maxwell, Mills, Mitchell, Noel, Owen, Parker, Parrish, Pruyn, Ross, Stadden, Turney, Weatherford, and Whiteside of Pope.

Ordered, That the bill be engrossed for a third reading as amended.

The committee on enrolled bills

Reported that on yesterday they laid before the Council of Revision bills of the following titles, viz:

"An act to review and relocate a state road from opposite Naples to Centerville in Adams county;"

"An act to alter and amend an act relating to the Gallatin saline, and the land belonging to the same—approved Jan. 16, 1836."

"An act to vacate part of a state road therein named;"

"An act to incorporate the Kaskaskia Bridge Company;"

"An act to locate a state road from Shelbyville in Shelby county to the county line of Fayette county;"

"An act declaring a road therein named a state road."

Mr. Maxwell, from the select committee to which was referred the bill entitled

"An act to incorporate the president and trustees of the Rushville seminary,"

Reported said bill back with an amendment,

Which was read, and

Concurred in, whereupon, said bill was

Ordered To be engrossed for a third reading.

Mr. Craig, from the select committee to which was referred the petition of sundry citizens of Montgomery county praying the location of a certain road therein named,

Reported the same back, and

Asked to be discharged from the further consideration of the same,

Which was done, and

On motion of Mr. Craig,

Said petition was referred to the committee on petitions.

Mr. Hamlin, from the select committee to which had been referred the petition of sundry citizens of Putnam and Peoria counties,

Reported a bill entitled

"An act to locate a state road from Peoria by Oseola to Galena,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Lane,

The vote heretofore taken on the indefinite postponement of the bill for altering the boundaries of Ogle county, and the amendments thereto, reported by a select committee,

Was re-considered.

The ayes and noes being called for on this question,

These voting in the affirmative are—

Messrs. Allen, of McLean, Bend, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Pruyne, Reilley, Ross, Thomas, Turney, Vance, Whiteside of Monroe, Wight, Wood and Mr. Speaker—28.

In the negative—

Messrs. Allen, of Greene, Hackelton, Maxwell, Mills, Parker, Parrish, Stadden, and Weatherford—8.

On motion of Mr. Wight,

The proposed amendment was amended by striking out all after the enacting clause, and inserting the following in lieu thereof, viz:

"That all that part of Jo Daviess county lying south of Ogle county is hereby attached to and made a part of Ogle county. And that for the more permanent and satisfactory location of the seat of justice of said Ogle county, the county commissioners thereof are hereby required to order an election to be held in the several precincts of said county, to elect five commissioners, which election shall be conducted, and returns thereof made in the same manner as other county elections are. Said commissioners or a majority of them, when thus elected, and sworn before a justice of the peace to take into consideration the convenience of the people, and the situation of the present settlements, with an eye to the future population of the county, shall proceed to examine and determine upon a place for a permanent seat of justice, giving a preference to lands belonging to the United States. But in case such selection should be upon lands claimed by an individual or individuals, the said commissioners shall secure for the use of the county a quantity not less than forty acres, which land thus acquired, shall be laid off into town lots and be disposed of by the county commissioners, and the proceeds thereof applied to the erection of public

buildings for said county. Provided however, that no person residing within the bounds of the attached part of said county shall be allowed to vote for commissioners to locate the seat of justice as herein provided for."

The said amendment, as amended, was then

Adopted, and the bill was

Ordered To be engrossed for a third reading as amended.

Mr. Hackelton, from the committee on enrolled bills

Reported as correctly enrolled bills of the following titles, viz:

"An act to locate a state road from the state line of Indiana to intersect the road leading from Paris in Edgar county to Springfield;"

"An act to change a part of the state road from Shelbyville to the Wabash;"

"An act to locate a state road from York to New Richmond in the county of Clark;"

"An act to locate a state road from Shokokon in Warren county to Rushville in Schuyler county;"

"An act to incorporate the Granville academy;" and

Mr. Hackelton afterwards, from the same committee,

Reported that on this day they had laid before the Council of Revision the bills aforesaid.

Mr. Murray, from the select committee to which was referred the petition of sundry citizens of St. Clair county praying a state road from Chester to Bellville,

Reported a bill entitled

"An act to locate a state road from Chester to Bellville,"

Which was read, and

Ordered To a second reading.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Maxwell, from the select committee to which was referred the bill from the House of Representatives for incorporating the Stonington College of Illinois,

Reported said bill back with an amendment,

Which was read, and

Concurred in, and said bill was

Ordered To a third reading as amended.

Mr. Weatherford, on leave given, introduced a bill entitled

"An act to incorporate the seminaries therein named,"

Which was read, and

Ordered To a second reading.

Mr. Turney, on leave given, introduced a bill entitled

"An act to amend the several laws in relation to elections,"

Which was read, and

Ordered To a second reading.

Mr. Borrough, on leave given, introduced a bill entitled

"An act to incorporate the town of Carlinville,"

Which was read, and

Ordered To a second reading.

A message from the Council of Revision by Mr. Owings their secretary—

MR. SPEAKER:

The Council of Revision have approved bills of the following titles, viz:

"An act to alter and amend an act relating to the Gallatin saline and the lands belonging to the same—approved Jan. 16, 1836,"

"An act to review and re-locate a state road from opposite Naples to Centerville in Adams county;"

"An act to vacate a part of a state road therein named;"

"An act to incorporate the Kaskaskia Bridge Company."

And he withdrew.

Mr. Whiteside, of Pope, on leave given, introduced a bill entitled

"An act for a state road from M'Leansborough to Golconda in Pope county,"

Which was read, and

Ordered To a second reading.

Mr. Wood, on leave given, introduced a bill entitled

"An act for the relief of Elizabeth Rice, late Elizabeth Bureton,"

Which was read, and

Ordered To a second reading.

Mr. Ross moved the adoption of the following resolution, viz:

"Resolved By the Senate, the House of Representatives concurring herein, that both branches of the General Assembly will meet in the hall of the House of Representatives, on the 4th day of February next, at the hour of 2 o'clock, P. M., and proceed to elect judges of Probate for all those counties where vacancies exist,"

Which lies one day on the table.

Mr. Maxwell, on leave given introduced a bill entitled

"An act to incorporate the Rushville Insurance Company,"

Which was read, and

Ordered To a second reading.

Mr. Browning, on leave given, introduced a bill entitled

"An act to incorporate the Illinois Beet Sugar, Silk, and Vegetable Oil Manufacturing Company,"

Which was read, and

Ordered To a second reading.

Mr. Thomas, on leave given, introduced a bill entitled

"An act to amend the act entitled an act for the incorporation of the Mississippi, Springfield, and Carrollton Rail Road Company,"

Which was read, and

Ordered, To a second reading.

Mr. Wood, on leave given introduced a bill entitled

"An act to incorporate the Kaskaskia Rail Road Company,"

Which was read, and

Ordered To a second reading.

Mr. Maxwell moved

That the resolution requiring the public printer to print 500 copies of the law for the distribution of the School Fund be now taken up for consideration,

Which was not agreed to.

The bills from the House of Representatives of the following titles, viz:

"An act to re-locate a part of a state road therein named;"

"An act authorizing James Jesup to build a bridge across the Skillet Fork;" and

"An act to locate a state road from Hennepin by Pekin to Springfield;"

Were severally read a third time, and

Passed as amended.

Ordered, That that the titles be respectively as aforesaid and that the secretary inform the House of Representatives of the passage of said bills, and ask their concurrence in the amendments of the Senate thereto.

The engrossed bills of the following titles, viz:

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described;" and

"An act to amend an act establishing courts of County Commissioners—approved March 22, 1819;"

Were severally read a third time, and

Passed.

The ayes and noes being called for on the passage of the last mentioned bill,

Those voting in the affirmative are—

Messrs. Allen, of McLean, Browning, Butler, Edwards, Fletcher, Hacker, Hamlin, Herndon, Maxwell, Mills, Mitchell, O'Rear, Owen, Parker, Reilley, Ross, Stadden, Thomas, Vance and Wight—20.

In the negative—

Messrs. Allen, of Greene, Bond, Borrough, Craig, Lane, McLaughlin, Murray, Noel, Parrish, Pruyne, Turney, Weatherford, Whiteside, of Pope, Wood, and Mr. Speaker—15

Ordered, That the titles of said bills be respectively as aforesaid and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The bill entitled

"An act supplemental to an act to establish certain counties—approved Jan. 16, 1836,"

Was read the second time, and

On motion of Mr. Pruyne,

Referred to a select committee.

Ordered, That Messrs. Pruyne, Wight, and Browning be that committee.

The bill from the House of Representatives entitled

"An act to re-locate the seat of justice of Clark county,"

Was read the second time, and

On motion of Mr. Reilley,

Referred to a select committee.

Ordered, That Messrs. Reilley, Parker, and Wight be that committee.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road," and

"An act to locate a certain state road,"

Were severally read a second time, and

Ordered To a third reading.

The bill from the House of Representatives entitled

"An act to locate a state road from Fairfield in Adams county to Monmouth in Warren county;"

Was read the second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Browning, and Owen be that committee.

The bill entitled

"An act to repeal an act permanently to locate the seat of government of Illinois,"

Was read the third time, whereupon

Mr. Edwards moved,

That said bill be laid on the table, and

On motion of Mr. Thomas,

It was laid on the table until the 4th day of July next.

The bill entitled

"An act to limit the jurisdiction of Justices of the peace in civil suits,"

Was read the second time, and

On motion of Mr. Turney,

Referred to the committee on the judiciary.

The bill entitled

"An act to review and re-locate a state road from Lebanon to Illinois-town,"

Was read a second time, and

On motion of Mr. Murray,

Referred to a select committee.

Ordered, That Messrs. Murray, Bond, and McLaughlin be that committee.

The bill entitled

"An act to incorporate the Chester, Nashville, and Pinckneyville Rail Road Company,"

Was read the second time, and

On motion of Mr. Ross,

Laid on the table.

The bills of the following titles, viz:

"An act concerning appeals and writs of Error;"

"An act to change a state road therein named;"

"An act to change the name of William Lock;"

"An act for the relief of William Armstrong and William Henson;"

"An act to establish a state road therein named;"

"An act to vacate parts of certain roads;"

"An act to incorporate the Hillsboro' academy;"

"An act relative to the town of Utica in the county of Fulton;"

"An act to change a part of the state road from Hillsborough to Alton;"

"An act to change a part of a certain road therein named;"

"An act to incorporate the Pittsfield academy;" and

"An act to change the name of the town of Selma, and for other purposes;"

Were severally read a second time, and

Ordered, To be engrossed for a third reading.

The preamble and resolutions introduced by Mr. Servant relative to the surplus revenue of the United States,

Were taken up for consideration, and

On motion of Mr. Thomas,

Laid on the table.

The resolution introduced by Mr. Parrish relative to the appointment of a joint select committee, of two on the part of the Senate and three on the part of the House of Representatives, to inquire into the expediency of making out, in as particular a manner as possible, the description of all the rail road routs now contemplated, &c. &c.

Was taken up for consideration, and

Adopted.

Ordered, That Messrs. Parrish and Maxwell be that committee on the part of the Senate, and that the Secretary inform the House of Representatives of the adoption of said resolution and ask their concurrence therein.

The resolution introduced by Mr. Hacker, calling on the Auditor for information relative to the amount of money paid out for wolves' scalps in the year 1826,

Was taken up for consideration, and thereupon

The question being put upon its adoption,

It was decided in the negative.

The resolution introduced by Mr. Maxwell requiring the public printer to print 500 copies of the bill for establishing free schools throughout the state,

Was taken up for consideration, and

On motion of Mr. Thomas

Laid on the table.

The resolution heretofore introduced by Mr. Owen, providing that no new business should be received into either branch of the Legislature after the 6th day of February next,

Was taken up for consideration, and

Mr. Maxwell moved

To lay said resolution on the table,

Which was not agreed to.

Mr. Thomas moved

To amend said resolution by striking out '6th,' and inserting '10th' in lieu thereof,

Mr. Bond moved

To insert the '20th' in lieu of the '6th,'

Mr. Hacker moved

That the resolution and proposed amendments be referred to the committee on finance,

Which was not agreed to.

The question then recurring on the proposed amendment, and

A division of said question being called for,

The question was accordingly put upon striking out 'the 6th,' and

Decided in the negative.

Mr. Thomas then moved

To amend the resolution by adding thereto the following words, viz:

"Except bills and reports from standing committees." and

On motion of Mr. Hacker,

Said amendment was amended by adding thereto the words,

"And petitions from the people,"

The amendment as amended was then

Adopted, and

On motion of Mr. Maxwell,

Ordered, That the resolution lie on the table until the 6th day of February next.

On motion,

The Senate adjourned.

WEDNESDAY, *February 1, 1837.*

The Senate met pursuant to adjournment.

Mr. Whiteside of Monroe arose and said

MR. SPEAKER—

It becomes my painful duty to announce to the Senate the death of the Hon. David Nowlin, late a Representative from the county of Monroe.

The near relationship that that gentleman bears to me, will necessarily preclude any remarks that might be anticipated as to his personal worth and character, it is left for the judgment of those who were personally acquainted with him.

He then moved the adoption of the following resolutions:

“Resolved, That as a testimony of respect to the deceased, the members of the Senate will wear the usual badge of mourning for thirty days.”

“Resolved, That the Senate do now adjourn.”

On motion of Mr. Ross,

The rules of the Senate were dispensed with, and

The resolutions then considered were

Unanimously adopted.

THURSDAY, *February 2, 1837.*

The Senate met pursuant to adjournment.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled bills of the following titles, viz:

“An act to locate a state road from Warsaw in Hancock county to Peoria in Peoria county;” and

“An act to change the corporate powers of the town of Galena.”

Mr. Allen of Greene presented the petition of sundry citizens of Calhoun county praying for the removal of the seat of justice of said county,

Which was,

On his motion,

Referred to the committee on petitions.

Mr. Maxwell presented the petitions of sundry citizens of La Salle county praying the location of a certain state road,

Which was,

On his motion

Referred to a select committee.

Ordered, That Messrs. Maxwell, Stadden, and Mitchell be that committee.

Mr. Parrish presented the petition of William Drennon and others praying the privilege to build a mill dam on Big Muddy river in Franklin county,

Which was

On his motion,

Referred to a select committee.

Ordered, That Messrs. Parrish, Wood, and Hacker be that committee.

Mr. Butler, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to locate a state road from Fairfield in Adams coun to Monmouth in Warren county,"

Reported said bill back without amendment, and it was

Ordered To a third reading.

Mr. Bond, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to incorporate the Pekin Hotel Company,"

Reported said bill back with sundry amendments,

Which were read, and

Concurred in, and thereupon the bill as amended was

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto.

Mr. Hacker, from the select committee to which was referred the bill from the House of Representatives for allowing compensation to judges and clerks of election in certain cases,

Reported the same back with an amendment,

Which was read, and

Concurred in.

Mr. Thomas moved

To fill the blank in the bill with the words 'one hundred,'

Which was not agreed to.

On motion of Mr. Maxwell,

Said blank was filled with 'seventy-five.'

Mr. Noel moved that the bill be laid on the table.

Which was not agreed to.

On motion of Mr. Hacker,

The vote upon filling the blank with 'seventy-five' was reconsidered, and thereupon,

Said motion was withdrawn by Mr. Maxwell.

On motion of Mr. Hacker,

The vote upon concurring in the amendments reported by the select committee to said bill was re-considered, and thereupon,

Mr. Hacker, moved to amend said proposed amendment by striking out all of the bill after the word 'state,' and inserting the following in lieu thereof, viz:

"Shall hereafter allow the clerks and sheriffs of their counties respectively a sum not exceeding _____ dollars in full of all ex-officio services rendered by them."

On motion of Mr. Thomas,

Said proposed amendment was amended by filling the blank therein with 'one hundred,' and thereupon,

The question recurring upon the proposed amendment as amended, It was decided in the affirmative,

Ayes 20, noes 17.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Allen, of McLean, Bond, Browning, Butler, Edwards, Fletcher, Hackelton, Hacker, Herndon, Lane, Maxwell, Mills, Owen, Pruyn, Stadden, Thomas, Turney, Warren, and Wight.

In the negative—

Messrs. Borrough, Craig, Hamlin, McLaughlin, Mitchell, Murray, Noel, O'Rear, Parker, Parrish, Reilley, Ross, Vance, Weatherford, Whiteside, of Pope, Wood, and Mr. Speaker.

The question further recurring upon concurring in the report of the select committee as amended,

It was decided in the affirmative,

Ayes 20, noes 17.

Those voting in the affirmative and negative respectively being the same as in the last vote.

Ordered, That the bill be read a third time as amended.

Mr. Parker introduced the petition of sundry citizens of Clark county praying the removal of the county seat of said county,

Which was,

On his motion,

Referred to the same select committee to which the bill on that subject had been referred.

Mr. Pruyn, on leave given, introduced a bill entitled

"An act to incorporate the Rush Medical College,"

Which was read, and

Ordered To a second reading.

Mr. Turney, on leave given, introduced a bill entitled

"An act to incorporate the Tamarawa and Mississippi Rail Road Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

On motion of Mr. Parker,
Laid on the table.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have passed a bill of the following title, viz:

"An act to establish and maintain a general system of internal improvement,"

In the passage of which bill they ask the concurrence of the Senate. And he withdrew.

A message from the Governor by Mr. Field Secretary of State—

MR. SPEAKER:

I am instructed to lay before the Senate three several communications in writing,

And he withdrew; whereupon,

Mr. Speaker laid before the Senate the following communications from the Governor, together with the accompanying documents in two of the said communications referred to, viz:

EXECUTIVE DEPARTMENT,

Vandalia, Feb. 1, 1837.

To the Hon. the Speaker of the Senate—

SIR: I have the honor herewith to enclose to the Senate a copy of the resignation of Henry H. Snow, Esq. Judge of Probate for the county of Adams. The resignation takes effect from the first day of March next.

I have the honor to be, sir, with high respect,

Your obedient servant,

JOSEPH DUNCAN.

EXECUTIVE DEPARTMENT,

Vandalia, Feb. 2, 1837.

To the Hon. the Speaker of the Senate—

SIR: I have the honor herewith to advise the Senate that a vacancy has occurred in the office of Judge of Probate for the county of Pike, in consequence of the resignation of Mearel Rattan, Esq.

I am, sir, with great respect,

Your obedient servant,

JOSEPH DUNCAN.

To the Speaker, &c.

EXECUTIVE DEPARTMENT,

Vandalia, Feb. 2, 1837.

To the Honorable the Speaker of the Senate—

SIR: In compliance with a resolution of the Senate of the 16th ult. calling on this Department for certain information relative to the improvement of the navigation of the Great Wabash, the amount of money disbursed, and the amount remaining in the hands of the dis-

burning agent unexpended. I have the honor herewith to enclose the report of the commissioner charged with the superintendence of said work on the part of this, state giving a detailed statement of his operations, the progress of the work, and the money expended. I also enclose a statement of the Auditor of Public Accounts, showing the amount drawn from the Treasury by the agent on account of said work. The account current of the commissioner, as settled by the Circuit Court of Wabash county, as transmitted to the Senate as a part of his report.

I have the honor to be, sir, with great respect,

Your obedient servant,

JOSEPH DUNCAN.

Which were severally read, and

On motion of Mr. Ross,

Laid on the table.

Mr. Lane moved the adoption of the following resolutions, viz:

Resolved, That our Senators in Congress be instructed, and our Representatives requested to propose and advocate such an amendment of the constitution of the United States as will take away the agency of the present Electoral Colleges, and enable the people to vote directly for President and Vice President of the United States.

Resolved, also, That they use their exertions to have the constitution so amended that no member of Congress, or any of the State Legislatures, shall during the time for which he shall be elected, be appointed to any office under the general government;

Which lies one day on the table.

Mr. Ross moved the adoption of the following resolution, viz:

Resolved, by the General Assembly, That a joint select committee of two on the part of the Senate, and three on the part of the House of the House of Representatives, be appointed for the purpose of entering into a contract with some suitable person or persons to finish the joiner work of three rooms in the lower part of the State House in a plain and cheap manner, to be used for offices—one for the Auditor, one for the Secretary and one for the Treasurer of State; also to finish glazing said house and to finish the outside doors. The contractors to use such materials as are now on hand and belonging to the State; and that said committee report to this General Assembly, as soon as practicable, their doings therein.

Which lies one day on the table.

Mr. Wood, on leave given, introduced a bill entitled,

"An act prescribing the time of holding the Circuit Court in the county of Washington,"

Which was read, and

Ordered, To a second reading.

On motion of Mr. Wood,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Ordered To be engrossed for a third reading.

On motion of Mr. Thomas,

The bill in relation to the distribution of the School Funds, &c.

Was taken up, and

Referred to the committee on Seminaries, School Lands and Education.

Mr. Warren, on leave given, introduced a bill entitled,

"An act authorizing John Reese and John Ferguson to erect a Mill Dam across Robinson's Creek,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Warren,

The rule of the Senate was dispensed with and said bill read a second time by its title, and

Ordered To be engrossed for a third reading.

Mr. Weatherford moved the adoption of the following preamble and resolution, viz:

Whereas it appears from the enrolled bill on file in the Secretary's Office that a mistake occurred in printing the act entitled, "An act to ascertain the county line between the counties of Morgan and Sangamon," approved 12th February, 1835, Therefore—

Resolved, by the General Assembly, That the Secretary of State cause the said act to be published with the laws of the present session of the General Assembly, and the mistake in the publication thereof to be corrected.

Which lies one day on the table.

Mr. Hackelton, from the committee on enrolled bills,

Reported that on this day they laid before the Council of Revision, bills of the following titles, viz:

"An act to locate a State road from Warsaw in Hancock county, to Peoria in Peoria county, and

"An act to change the corporate powers of the town of Galena."

The bill from the House of Representatives entitled,

"An act to incorporate the Stonington College of Illinois,"

Was read a third time as amended, and

Passed.

Ordered, That the title of the said be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills and ask their concurrence in the amendments to the same.

The bills from the House of Representatives of the following titles viz:

"An act to locate a State road," and

"An act to locate a certain State road,"

Were severally read a third time, and passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of the same.

The engrossed bills of the following titles, viz:

"An act to change a State road therein named,"

"An act to establish a State road therein named,"

"An act to incorporate the President and Trustees of the Rushville Seminary,"

"An act to incorporate the Liverpool, Canton and Knoxville Rail Road Company,"

"An act to amend an act entitled, an act for the organization and government of the Militia of this State, approved March 2, 1833."

"An act concerning Appeals and writs of Error,"

"An act to alter the name of William Lock,"

"An act for the relief of William Armstrong and William Henson."

"An act relating to the town of Utica, in the town of Fulton,"

"An act to change a part of the State road from Hillsborough to Alton,"

"An act to change a part of a certain road therein named,"

"An act to vacate parts of certain roads,"

"An act to incorporate Hillsborough Academy,"

"An act to incorporate the Pittsfield Academy," and

"An act to change the name of the town of Selma and for other purposes,"

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of the said bills and ask their concurrence therein.

The engrossed bill entitled,

"An act for altering the boundaries of Ogle county and for other purposes,"

Was read a third time and,

On motion of Mr. Maxwell,

Laid on the Table.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Fletcher moved,

That the Senate now resolve itself into a committee of the whole on the bill for permanently locating the Seat of Government of the State of Illinois,

Which was decided in the negative, and thereupon,

On motion of Mr. Maxwell,

The committee of the whole were discharged from the further consideration of said bill.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Browning, Craig, Fletcher Hacker, Herndon, Lane, Maxwell, Mills, Mitchell, Noel, Parker Parrish, Pruyne, Stadden, Turney, Weatherford, Wood and Mr. Speaker—20.

In the negative—

Messrs. Allen of McLean, Bond, Butler, Edwards, Hackelton, Hamlin, McLaughlin, Murray, O'Rear, Owen, Reilley, Ross, Thomas, Vance, Whiteside of Pope, and Wight—16.

On motion of Mr. Bond,

The bill was then referred to a select committee of seven.

Ordered, That Messrs. Bond, Browning, Wight, Pruyne, Hacker, Lane and Vance be that committee.

The bill entitled,

"An act to incorporate the Kaskaskia Rail Road Company,"

Was read the second time, and

On motion of Mr. Wood,

Referred to a select committee.

Ordered, That Messrs. Wood, Lane and Thomas be that committee.

The bill entitled,

"An act to amend the act entitled the act for the incorporation of the Mississippi, Springfield and Carrollton Railroad Company,"

Was read the second time, and

On motion of Mr. Turney,

Referred to a select committee.

Ordered, That Messrs. Turney, Thomas and Borrough be that committee.

The bills of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar, Silk and Vegetable Oil Manufacturing Company."

"An act to extend the corporate powers of the town of Peoria."

"An act to locate a state road from Peoria by Osceola to Galena,"

"An act to locate a state road from Chester to Belleville,"

"An act to amend the several laws in relation to Elections,"

"An act for a state road from McLeansboro' to Golconda, in Pope County," and

"An act for the relief of Elizabeth Rice, late Elizabeth Bureton,"

Were severally read a second time, and

Ordered To be engrossed for a third reading.

The bill entitled,

"An act to incorporate the Rushville Insurance Company,"

Was read the second time, and

On motion of Mr. Maxwell,
 Referred to a select committee
Ordered, That Messrs. Maxwell, Turney and Weatherford, be that committee.

The bill entitled,
 "An act to incorporate the Seminaries therein named,"

Was read the second time, and

On motion of Mr. McLaughlin,
 Referred to a select committee.

Ordered, That Messrs. McLaughlin, Weatherford and Thomas be that committee.

The bill entitled,
 "An act to incorporate the town of Carlinville,"

Was read the second time, and

On motion of Mr. Borough,
 Referred to a select committee.

Ordered, That Messrs. Borrough, Allen of Green, and Noel be that committee.

The resolution heretofore introduced by Mr. Ross, providing for bringing on the election of Judges of Probate in those counties in which there are vacancies,

On the 4th inst. was taken up for consideration, and

Adopted.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

The resolution heretofore introduced by Mr. Servant, requiring the Secretary of State to cause to be published an act passed at the last session of the General Assembly of this State entitled,

"An act supplementary to an act to provide for raising a revenue, approved February 19, 1827,"

Was taken up for consideration, and

Adopted.

Mr. Thomas moved the adoption of the following resolution, viz:

"*Resolved by the Senate*, That the House of Representatives be respectfully requested to furnish the Senate with a copy of a report made to that House on the 21st January, 1837, by the committee on roads and canals, upon the subject of the Illinois and Michigan Canal."

On motion of Mr. Thomas,

The rule of the Senate was dispersed with, and said resolution now considered, and

Adopted.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives entitled,

"An act to locate a State road from Quincy in Adams county, to Philip's Ferry in Pike county,"

Was read, and

On motion of Mr. Vance,

***Ordered* To a second reading.**

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

***Ordered* To a third reading.**

The bill from the House of Representatives,

To locate a state road from Galena to Beardstown,

Was read, and

***Ordered* To a second reading.**

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Referred to a select committee.

***Ordered*, That Messrs. Wight, Butler and O'Rear be that committee.**

The bill from the House of Representatives,

To establish a state road from Peoria to Hendersonville,

Was read, and

***Ordered* To a second reading.**

On motion of Mr. Hamlin,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Referred to the same select committee to which a petition on the same subject had been referred.

The bill from the House of Representatives entitled

"An act to encourage the killing of wolves,"

Was read, and

***Ordered* To a second reading.**

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and

Was read a second time by its title, and

Committed to a committee of the whole Senate, and

Made the order of the day for some day after to-morrow.

The bill from the House of Representatives entitled

"An act to alter a part of the state road from Gilead in Calhoun county, to Rushville in Schuyler county,"

Was read, and

***Ordered* To a second reading.**

On motion Mr. Ross,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

On motion of Mr. Maxwell,

Referred to a select committee.

***Ordered*, That Messrs. Maxwell, Allen of Greene, and Ross, be that committee.**

The amendments of the House of Representatives to the bill from the Senate, entitled

"An act to locate a state road from Henderson in Knox county, to Morristown in Henry county,"

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Turney moved that a committee of Conference be appointed on the part of the Senate, to meet such committee as may be appointed on the part of the House, on the disagreeing vote of the two Houses, on the amendments of the Senate to the bill from the House of Representatives entitled,

"An act to incorporate the Jerseyville Hotel Company,"

Which was agreed to.

Ordered, That Messrs. Turney and Thomas be that committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof, and ask the appointment of a committee of conference on their part.

On motion,

The Senate adjourned.

FRIDAY, Feb. 3, 1837.

The Senate met pursuant to adjournment.

Mr. Fletcher introduced the petition of sundry citizens of Sangamo county praying the re-location of a certain state road therein named,
Which was

On his motion.

Referred to a select committee.

Ordered, That Messrs. Fletcher, Warren, and Vance be that committee.

Mr. Herndon introduced the remonstrances of sundry citizens of Sangamo county against the division of said county,

Which were

On his motion,

Referred to the same select committee to which was referred the bill together with the petitions and remonstrances of sundry citizens of the same county, upon the same subject.

Mr. Maxwell, from the select committee to which was referred the bill entitled

"An act to incorporate the Rushville Insurance Company,"

Reported said bill back without amendment, and it was

Ordered To be engrossed for a third reading.

Mr. Hamlin, from the select committee to which was referred the bill from the House of Representatives entitled

"An act to establish a state road from Peoria to Hendersonville,"

Reported said bill back without amendment, and it was

Ordered To a third reading.

Mr. Hamlin, from the select committee to which had also been referred the petition of sundry citizens of the counties of Putnam, Knox, and Peoria praying the location of the aforesaid state road,

Reported said petition back, and asked to be discharged from the further consideration of the same,

Which was done.

Mr. Murray from the select committee to which was referred the bill entitled

"An act to review and relocate a state road from Lebanon to Illinois-town,

Reported said bill back with a substitute, as an amendment,

Which was read, and

Concurred in, and the bill as amended was

Ordered To be engrossed for a third reading.

Mr. Allen of Greene, from the select committee to which was referred the petition of sundry citizens of the town of Carrollton,

Reported a bill entitled

"An act concerning the corporate powers of the President and Trustees of the town of Carrollton,"

Which was read, and

Ordered To a second reading.

Mr. Bond from the select committee to which was referred the bill for permanently locating the seat of government of the state of Illinois,

Reported said bill back without amendment, whereupon,

Mr. Edwards moved

That the bill be laid upon the table,

Which was not agreed to.

Mr. Bond moved

To amend the bill by striking out all after the enacting clause to the word 'and' in the sixth line of the fourth section, and inserting the following in lieu thereof, viz:

"That from and after the expiration of the term for which the seat of government of the state of Illinois is to remain at Vandalia, the said seat of government now fixed by law at the town of Alton, in Madison county, shall be removed from the said town of Alton, and be permanently located at _____;"

And further by striking out the last section of the said bill.

Mr. Gatewood moved

That the bill and proposed amendments be laid on the table,

Which was not agreed to.

Mr. McLaughlin moved

To amend the proposed amendment, by striking out all the bill after the enacting clause and inserting the following in lieu thereof, viz:

"That the seat of government of this state shall remain at Vandalia until the appointment of members to the General Assembly shall be made after taking the census in the year 1840, and that no legislative action shall be had thereon until the time above specified; all laws and parts of laws in relation to the removal of the seat of government, are hereby repealed,"

Which was not agreed to.

The question then recurring upon the amendment proposed by Mr. Bond,

It was decided in the negative.

Mr. Hamlin moved

To amend the bill by striking out all after the enacting clause and inserting the following in lieu thereof, viz:

"Sec. 1. That for the permanent location of the seat of government of the state of Illinois after the term shall have expired for which it was located at Vandalia, the following named persons are hereby appointed commissioners, viz: Abner Eads of Jo Daviess county, Richard I. Hamilton of Cook county, ——— of Alexander county, ——— of Wabash county, and ——— of Fayette county whose duty it shall be to meet at Vandalia on the first Monday in June next, after first being sworn before some justice of the peace faithfully and impartially to discharge the duties required of them by this act, shall proceed to examine all the different points that have claims to eligibility for the location, taking into consideration the present population and prospects of future population of the state, together with the convenience of access and natural advantages of the different points."

Sec. 2. After taking into consideration the advantages of the different places required by the first section of this act, the said commissioners shall proceed to determine and locate the said seat of government, which, when so located, shall be and remain the permanent seat of government of the state.

Sec. 3. The sum of ——— thousand dollars is hereby appropriated for the erection of a state house and other buildings, to be erected at the place selected by the commissioners appointed by this act.

Sec. 4. The commissioners shall, after they have agreed upon a place for the permanent seat of government as is provided for in this act, make a report to the Secretary of State, under their hands and seals setting forth their acts and doings, and designating the place selected by them for the seat of government, which report shall be filed in his office.

Sec. 5. The said commissioners shall receive the sum of ——— dollars per day for all the time necessarily employed in making said location, to be paid out of the contingent fund."

Which was not agreed to.

On motion of Mr. Thomas,

Ordered, That the bill lie on the table until Monday next.

Mr. Maxwell, from the select committee to which was referred the bill from the House of Representatives for altering a part of the state road leading from Gilead *via* Pittsfield to Rushville,

Reported the same back without amendment, and it was

Ordered To a third reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and

Said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Parker, from the select committee to which was referred the bill entitled

"An act to continue the state road from Shawneetown in Gallatin county to Chicago in Cook county,"

With the amendments of the House of Representatives thereto

Reported the same back without amendment, and thereupon

The said amendments of the House of Representatives to said bill
Were concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Noel,

The vote heretofore taken on laying on the table until Monday next the bill for permanently locating the seat of government of the state of Illinois was re-considered, and thereupon,

The question recurring upon said motion,

It was decided in the negative, the bill was then

Ordered To be engrossed for a third reading.

Ayes 21, noes 12.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Browning, Fletcher, Hackelton, Hacker, Herndon, Maxwell, Mills, Mitchell, Noel, O'Rear, Parrish, Pruyn, Ross, Thomas, Turney, Vance, Warren, Weatherford, Wood, and Mr. Speaker.

In the negative,

Messrs. Bond, Borrough, Butler, Craig, Edwards, Hamlin, Lane, McLaughlin, Murray, Owen, Parker, and Whiteside of Pope.

Mr. Parker, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to locate a state road from Charleston in Coles county to Byron in Champaigne county,"

Reported the same back without amendment, and

On his motion,

It was laid on the table.

Mr. Parker moved the adoption of the following resolution, viz:

"*Resolved*, That the standing hour of adjournment of the Senate for the remainder of the present session shall be 9 o'clock, A. M."

Which lies one day on the table.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from Fairfield in Adams county to Monmouth in Warren county," and

"An act to locate a state road from Quincy in Adams county to Philips' ferry in Pike county,"

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of the same.

The bill from the House of Representatives entitled

"An act allowing compensation to judges and clerks of elections in certain cases,"

Was read a third time, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered, That Messrs. Weatherford, Bond, and Edwards be that committee.

The engrossed bills of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar, Silk, and Vegetable Oil Manufacturing Company,"

"An act prescribing the time of holding the Circuit Court in the county of Washington,"

"An act authorizing John Reese and John Ferguson to erect a mill dam across Robinson's Creek,"

"An act to extend the corporate powers of the town of Peoria,"

"An act for a state road from McLeansborough to Golconda in Pope county,"

"An act to amend the several laws in relation to elections,"

"An act to locate a state road from Chester to Belleville,"

"An act for the relief of Elizabeth Rice, late Elizabeth Bureton,"

"An act to locate a state road from Peoria by Oseola to Galena,"
 Were severally read the third time, and
 Passed.

Ordered, That the titles be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills and ask their concurrence therein.

The bill entitled

"An act to incorporate the Rush Medical College,"

Was read the second time, and

Ordered To be engrossed for a third reading.

The resolution heretofore introduced by Mr. Ross, providing for the appointment of a joint select committee, to contract for the furnishing of the joiner's work of three rooms in the State House,

Was taken up, and

Adopted.

Ordered, That Messrs. Ross and McLaughlin be that committee on the part of the Senate; and that the Secretary inform the House Representatives of the adoption of said resolution, and ask their concurrence therein.

The resolution heretofore introduced by Mr. Weatherford requiring the Secretary of State to have the act of last session for ascertaining the county line between the counties of Morgan and Sangamo published,

Was taken up for consideration, and

Adopted.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

The resolutions heretofore introduced by Mr. Lane, in relation to certain amendments of the constitution of the United States,

Were taken up for consideration.

Mr. Bond moved

That said resolutions be committed to a committee of the whole, and made the order of the day for some day after Monday next.

Mr. Maxwell moved

That the further consideration of said resolution be indefinitely postponed,

Which was decided in the negative,

Ayes 11, Noes 25.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Borrough, Craig, Maxwell, Noel, Owen, Parker, Pruyne, Turney, Vance, and Weatherford.

In the negative—

Messrs. Allen, of McLean, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mills, Mitchell, Murray, O'Rear, Parrish, Reilley, Ross, Stadden, Thomas, Warren, Wood and Mr. Speaker.

The question recurring upon Mr. Bond's motion to commit to a committee of the whole,

It was decided in the negative, and thereupon,

On motion of Mr. Reilley,

The resolutions were laid on the table.

On motion of Mr. Stadden,

The bill from the House of Representatives to define the extent of possession in cases of settlement on the public lands, and the proposed amendments thereto, which had been heretofore laid on the table,

Were taken up, and

Referred to a select committee.

Ordered, That Messrs. Stadden, Browning, and Herndon be that committee.

The bill from the House of Representatives to establish and maintain a general system of Internal Improvement,

Was read, and

Ordered To a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to the committee on internal improvements.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills of the following titles, viz:

"An act declaring a certain road therein named a state road,"

"An act to authorize Jacob Fry, Thomas Cummings, and Isaac Daniel to establish a ferry across the Illinois river at the town of Guilford,"

"An act to locate a state road from Stephenson to Peoria,"

"An act to locate a state road from Ottawa to Grandature, and thence north to intersect a state road from Peoria to Galena,"

"An act to incorporate the Griggsville Female Academy," and

"An act to incorporate the Mississippi and Illinois Canal Company."

They have also concurred with the Senate in the adoption of the resolution in relation to the election of judges of Probate as amended by them.

They amend as follows:

And at end of resolution—

"And also a states attorney for the first Judicial Circuit."

In which amendments they ask the concurrence of the Senate.

They have also concurred with the Senate in their amendments to the bill from the House of Representatives entitled

"An act forming an additional Judicial Circuit,"

And in their amendments to the title of said bill.

And he withdrew; whereupon,

The question was then put upon concurring with the House of Representatives in their amendments to the resolution in relation to the election of Judges of Probate, and

Decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Hackelton, from the committee on enrolled bills,
Reported as correctly enrolled a bill of the following title, viz:
"An act forming an additional Judicial Circuit."

On motion

The Senate adjourned.

SATURDAY, February 4, 1837.

Senate met pursuant to adjournment.

Mr. Hackelton from the committee on enrolled bills,
Reported that on yesterday they had laid before the Council of Revision, a bill of the following title, viz:

"An act forming an additional Judicial Circuit."

Mr. Hackelton, from the select committee to which was referred the bill from the House of Representatives, entitled

"An act to incorporate the Canton College of Illinois,"

Reported said bill back with an amendment,

Which was read, and

Concurred in.

Ordered, That the bill be read a third time as amended.

Mr. McLaughlin, from the select committee to which was referred entitled, the bill

"An act to incorporate the Seminaries therein named,"

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Ordered, That the bill be engrossed for a third reading as amended.

Mr. Edwards, on leave given, introduced a bill entitled,

"An act to incorporate the Illinois Book and Publication Company"

Which was read, and

Ordered To a second reading.

Mr. Butler, on leave given, introduced a bill entitled,

"An act concerning the Public Revenue in the county of Warren,"

Which was read, and

Ordered To a second reading.

Mr. Parker introduced the petition of sundry citizens of Coles county, on the subject of Internal Improvement,

Which was read, and

On his motion,

Referred to the committee on Internal Improvements.

Mr. Pruyne, on leave given, introduced a bill entitled,

"An act to incorporate the city of Chicago,"

Which was read, and

Ordered, To a second reading,

On motion of Mr. Pruyne,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Referred to the committee on the Judiciary.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to incorporate the Danville and Covington Rail Road Company,"

"An act to revive and continue in force an act therein named,"

"An act to re-locate a certain state road,"

"An act to locate a state road from Darwin to New Richmond in Clark county,"

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock Island slough,"

"An act relative to Champaign county,"

"An act to locate a state road therein named,"

"An act to locate a state road from Liberty to Pinckneyville,"

"An act declaring the Skillet Fork a navigable stream, and for other purposes,"

"An act vacating a part of a state road therein named," and

"An act to locate a state road from Danville to Decatur,"

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles, viz:

"An act changing a part of the state road from Liberty to Tremont," and

"An act to re-locate a part of a certain road in Montgomery county and for other purposes,"

And he withdrew,

On motion of Mr. Bond,

The Senate took a recess until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives are now ready to receive the Senate in the Hall of the House and proceed to the election of Judges of Probate in those counties where vacancies exist, and also a States Attorney for the First Judicial Circuit.

And he withdrew.

Whereupon, the Senate, preceded by Mr. Speaker,

Repaired to the Representatives Hall, and there Mr. Gatewood of the Senate and Mr. Dawson of the House of Representatives having been appointed tellers, the two Houses proceeded by joint ballot to the election of Judges of Probate in those counties in which vacancies in that office existed, when the following named persons were found to have respectively received, upon the first ballot, a majority of all the votes given, and were accordingly declared by the Speaker of the House of Representatives duly elected Judges of Probate for their respective counties, viz:

For the county of Marion,	B. W. LESTER;
For the county of Pike,	JAMES JOHNSON;
For the county of Hancock,	ELAM S. FREEMAN;
For the county of Knox,	HENRY J. RUNKLE;
For the county of Champaigne,	MATTHEW W. BUSEY;
For the county of Clark,	URI MANLY; and
For the county of Jo Daviess,	ELIJAH CHARLES.

The vote for Judge of Probate for Clark county stood

For Uri Manly,	82
" Joshua P. Cooper,	17
" Scattering,	9

For Judge of Probate for Jo Daviess county,

Elijah Charles,	63
Abner Eads,	43
Scattering,	6

The vote for Judge of Probate for McLean stood upon the first ballot,

For Cheney Thomas,	53
" Welcome P. Brown,	48
" Scattering,	13

Whereupon, no person having received a majority of all the votes given, the two Houses proceeded to ballot a second time for Judge of Probate of McLean county, when the vote stood thus—

For Cheney Thomas,	53
" Welcome P. Brown,	52
" Scattering,	3

No person having received a majority of all the votes given, the two Houses proceeded to ballot a third time for the aforesaid office, when the vote stood—

For Cheney Thomas, 51
 “ Welcome P. Brown, 50
 “ Scattering, 3

No person having still received a majority of all the votes given, the two Houses proceeded to ballot a fourth time for the said office, when the vote stood thus—

For Cheney Thomas, 52
 “ Welcome P. Brown, 56
 “ Scattering, 3

And thereupon, Welcome P. Brown having received a majority of all the votes given, was declared by the House of Representatives duly elected Judge of Probate for McLean county.

On motion of Mr. Craig of the House of Representatives,

Ordered, That the elections of Judges of Probate in the remaining counties in which vacancies exist, and of States Attorney for the 1st Judicial Circuit, be postponed until Monday the 13th inst.; and then

The Honorable, the Senate returned to their chamber, and

On motion,

Adjourned.

MONDAY, *February 6*, 1837.

The Senate met pursuant to adjournment.

Mr. Vance introduced the petition of sundry citizens of the county of Vermillion, praying the aid of the state in the completion of the bridge across the Big Vermillion river,

Which was read, and,

On his motion referred to the committee on Salines.

Mr. Ross introduced the petition of sundry citizens of Pike county praying for the passage of an act declaring McKee's creek a navigable stream,

Which was,

On his motion

Referred to a select committee.

Ordered, That Messrs. Ross, Butler, and Fletcher be that committee.

Mr. Murray introduced the remonstrances of sundry citizens of St. Clair county against the passage of a law for constructing a canal from

the coal regions in St. Clair county to the Mississippi river as prayed for by James P. Morris; and also the remonstrances of sundry other citizens of the same county, against the incorporation of a company to construct the canal aforesaid, as prayed for by the petitions of James P. Morris & Co., and Abner B. Cole & Co. respectively,

Which were severally read, and,

On motion of Mr. Murray,

Referred to a select committee of five.

Ordered, That Messrs. Murray, Edwards, Bond, Wight, and Owen be that committee.

Mr. Wight, from the committee on petitions to which was referred the petition of sundry citizens of Montgomery county praying the location of a certain road therein named,

Reported the same back and asked to be discharged from the further consideration thereof,

Which was done.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled bills of the following titles, viz:

"An act making the Clerks of the County Commissioners' Court and County Treasurer elective by the people,"

"An act to locate a state road,"

"An act to locate a certain state road,"

"An act to locate a state road from Fairfield in Adams county to Monmouth in Warren county,"

"An act to locate a state road from Quincy in Adams county to Philips' ferry in Pike county,"

"An act to locate a state road from Shelbyville in Shelby county, via Urbanna in Champaigne county to intersect the road leading from Danville to Chicago,"

"An act to locate a state road from Charleston to Springfield,"

"An act for a state road from Utica in Fulton county to Farmington,"

"An act to alter a part of the state road from Gilead in Calhoun county to Rushville in Schuyler county."

Mr. Hackelton, from the same committee afterwards,

Reported that they had on this day laid the above bills before the Council of Revision.

Mr. Fletcher, from the select committee to which was referred the petition of sundry citizens of Sangamo county praying the passage of a law for building a toll bridge across Salt creek,

Reported a bill entitled

"An act to authorize Samuel Evans to build a toll bridge over Salt creek,"

Which was read, and

Ordered To a second reading.

Mr. Parker introduced the petition of sundry citizens of Coles county in relation to internal improvements,

Which was,
 On his motion,
 Referred to the committee on internal improvements,
 Mr. Maxwell introduced the petition of sundry citizens of Schuyler and Adams counties, in relation to the contemplated rail road from the Mississippi to the Wabash river,

Which was,
 On his motion,
 Referred to the committee on internal improvements.
 A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bill from the House of Representatives entitled

“An act to incorporate the Quincy Academy,”

As amended by them; In which amendments of the House to the amendments of the Senate they ask the concurrence of the Senate.

They have passed a bill entitled

“An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables, and Surveyor in Madison and other counties,”

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in their amendments to the bills from the House of Representatives entitled

“An act to locate a state road from Charleston to Springfield,”

“An act to locate a state road from Shelbyville in Shelby county via Urbanna in Champaigne county to intersect the state road leading from Danville to Chicago,”

“An act for a state road from Utica in Fulton county to Farmington,”

“An act making the Clerks of the County Commissioners’ Courts and County Treasurer elective by the people,”

“An act to locate a state road from Hennepin by Pekin to Springfield,”

“An act authorizing James Jesup to build a bridge across the Skillet Fork,” and

“An act to re-locate a part of a state road therein named.”

They have concurred with the Senate in the passage of the bill entitled

“An act prescribing the time of holding the Circuit Court in the county of Washington.”

They have concurred with the Senate in the adoption of the resolution from the Senate in relation to the appointment of a joint select committee to ascertain and report the several contemplated rail road routes, and to request our Representatives in Congress to obtain for the state pre-emptions along the same, &c.; and have appointed Messrs.

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Smith of Wabash, Reddick, and Aldrich the committee on their part.

They have also concurred with the Senate in the appointment of a committee of conference upon the disagreeing votes of the two Houses upon the bill from the House of Representatives entitled

"An act to incorporate the Jerseyville Hotel Company,"

And have appointed Messrs. Douglass, Harris, and Courtright the committee on their part.

And he withdrew.

Mr. Gatewood, from the select committee appointed by a joint resolution of the Senate and House of Representatives on the 20th of January, 1837, to examine into the affairs and condition, conduct and management of the Bank of Illinois, located at Shawneetown, and report without delay, made the following

REPORT:

"That so soon as convenient they proceeded to Shawneetown, and on the 27th of January, addressed a note to the President of the Bank, the following:

"John Marshall, Esq, President of the Bank at Shawneetown.

SIR: The undersigned, forming a joint select committee of the Senate and House of Representatives for the State of Illinois, appointed to examine into the affairs and condition, conduct and management of the Bank of Illinois, located at Shawneetown, with a view to ascertain whether the said Bank would be a safe depository of the public monies of said State, would respectfully say, that in pursuance of a joint resolution of the General Assembly, (a copy of which is herewith transmitted,) they have repaired to this place, and although they are aware, that the State has no power to interfere or inquire into the affairs and condition of the Bank over which you have the honor to preside; yet inasmuch as the Bank of Illinois has submitted propositions for the reception on deposit of the Public Monies of this State, and inasmuch as the safety of the Public Funds requires such investigation, and since it is expedient to place those funds in some Bank or Banks of this State; and since it is also expedient that (for public convenience) the Bank of Illinois should receive a portion of them, the undersigned hesitate not to believe the Bank will be willing to submit to such examination. The undersigned are now near the "Bank of Illinois" and are ready to proceed to the examination thereof, and desire a speedy determination of their labors. They await your answer.

With great respect, we have the honor to be,

Your most ob't servants,

WM. J. GATEWOOD, *of the Senate,*
E. B. WEBB,
GEO. SCARBOROUGH, } *H. of R.*

And received the following note in return:

"Bank of Illinois at Shawneetown, January, 27, 1837.

GENTLEMEN: I have received your communication of this date, enclosing copy of a resolution passed by the Hon. the Senate and House of Representatives of the General Assembly of the State of Illinois, authorising you as a joint committee to examine into the affairs and condition, and also into the conduct and management of this Bank, and have laid them before the Board of Directors, by whom I have been instructed to say that they have no objection whatever to the examination proposed, and the Cashier and a committee of the Board have been instructed to be present, or in attendance, to render you every possible aid to facilitate your labors. The Board of Directors fully appreciate the motive which appear to have actuated the Legislature in instituting the enquiry, as well as the delicacy of manner with which their committee have introduced the subject.

I have the honor to be, very respectfully,

Your obedient servant,

JOHN MARSHALL, *President*
Bank of Illinois.

Whereupon, they proceeded to the Banking House in Shawneetown, and upon examination found the affairs and condition of the Bank of Illinois to stand as shown by the accompanying statement, marked (A.) The statement thus furnished, your committee believe to be correct up to the date of our examination; and will take occasion here to say, that their duties were greatly facilitated, by the promptness with which our request was met, and the regularity and clearness with which the Books were managed and posted.

Your committee were of opinion that they should inquire into the character of the discounts, &c.

They found that upon the subject of exchange, the Bank charged one per cent. for bills payable at Philadelphia and New Orleans, and in the purchase of bills of exchange on New Orleans, they discount one per cent. and interest for the time it has to run. As to the purchase of bills of exchange on Philadelphia, there is no transactions because the balance of trade is against the country, and but few are ever bought. We find also from the discount Book, that there are no loans made to individuals out of this State, and the whole operations of the Bank are confined to the southern part of the State.

As to the issue of bills payable at New Orleans, Louisville, Philadelphia or elsewhere than at the Banking House at Shawneetown, the Bank redeems all notes upon presentation, wherever payable, whenever they are presented at the Banking House in Shawneetown; and of the \$14,900 payable at Philadelphia \$8,500 has been already redeemed, as appears by the correspondence of the Bank. The Bank issues but

few notes payable elsewhere than at Shawneetown. The following is the amount, with the places at which it is payable, viz:

Payable at Shawneetown, \$83,178; payable at Philadelphia, \$14,800; payable at Louisville, \$2,825; payable at New Orleans, \$4,660; whole amount in circulation, \$105,563, of which \$8,500 has been redeemed as before mentioned. Your committee also upon examination find that the amount of issues of paper payable elsewhere than at the banking house in Shawneetown is small, and generally confined to those who wish Eastern funds, which accounts for the issue of paper payable at Philadelphia. There is now no notes issued by this Bank of a less denomination than five dollars, although the Bank is not prohibited by the charter, and probably there will not be again; at least such is their determination at present.

We will also take occasion to remark that bills of exchange bought or discounted, are chiefly on New Orleans, payable at short dates, and will be collected without renewal or delay. The amount it will be perceived is \$69,944.95, and will shortly add not only to the specie in the Bank, but to the security of the institution. This amount may be accounted for from the fact that larger shipments of produce have been made this year from Shawneetown than ever was made before. As an evidence of which, your committee would state that two steam boats are owned at this place, and were exclusively engaged in this trade, and although our stay at Shawneetown was short, two steam boats were loaded and departed with produce of the immediate vicinity, for the southern market, and several more will be loaded during this season.

The committee were shown some of the correspondence of the Bank, particularly a letter from their agent, by which it appears that there is in addition to the sum of \$47,278.27 in specie now in Bank, there is \$21,000 on the way from New Orleans to Shawneetown, in lieu of the notes on various Banks in New Orleans, which is set down as notes on other Banks, in the statement herewith furnished; and the further sum of \$9,000 in specie is also expected in payment of bills of exchange on New Orleans. From the heavy shipments making the result, it is confidently expected that a large accession of specie will be obtained in the course of the first spring months.

So far as we have been able to judge, the conduct of the Bank shows great impartiality in their discounts, and is confined to those of the State, as before mentioned, and to those who are actively engaged in commerce in purchasing and exporting the produce of the country at heavy prices. The discount book was presented to us, and as far as we could judge, no complaint ought to be entertained of its accommodations on the score of political preferences. The Bank of Illinois went into operation in 1817, under a charter passed that year by the Legislature of the Illinois Territory, and did not close operations until the pressure of the times forced them to collect their debts and cease discounting in 1822 or '23, leaving however no paper unredeemed, except what might be supposed to be lost—say some few hundred dol.

lars. The Bank has redeemed some of this paper since going into operation, which had been out over fifteen years. The books of the Bank show but little of paper unredeemed. Such was the management of the Bank in its early age, and the conduct and management of the Bank is chiefly in the same *hands now* that it was *then*.

The President and Directors consist of Messrs. John Marshall, President; P. Redman, T. F. Vaught, E. H. Gatewood, A. Kirkpatrick, C. C. Vanlandingham, Timothy Guad, James C. Sleo, M. M. Rawlings, Henry Eddy, M. A. G. Posey, A. Docker, Directors; John Siddall, Cashier and Allen Redman, Clerk—men who have been long in the country, most of them over twenty years in the immediate vicinity of the location of the Bank, of excellent standing, and unimpeachable integrity and honor, and without designing to pay a compliment to individuals, your committee cannot refrain from making this expression in relation to that branch of the resolution under which they now act, requiring us to inquire into the management of the Bank.

Since the examination, and before making this report, your committee have been informed by the communication of the Cashier of that Bank, that the sum of \$23,300 has been received of the funds of the Bank in silver from New Orleans, which makes the amount of specie now in its vaults \$70,578--

All of which is respectfully submitted.

Mr. Borrough moved to lay the report and accompanying documents upon the table, and thereupon,

On motion of Mr. Gatewood,

The aforesaid report and accompanying documents were

Ordered To lie upon the table and be printed.

Mr. Wight from the select committee to which had been referred the bill from the House of Representatives entitled,

"An act to locate a state road from Galena to Beardstown,"

Reported the same back without amendment.

Ordered, That said bill be read a third time.

Mr. Butler, on leave given, introduced a bill entitled,

"An act concerning the town of Monmouth in Warren county,"

Which was read, and

Ordered To a second reading.

Mr. Owen, on leave given, introduced a bill entitled,

"An act to incorporate Saint Mary's College,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Ross,

The communication from the Governor and the accompanying documents relative to the improvement of the Great Wabash river, which had been laid on the table,

Were taken up, and

Referred to the committee on Internal Improvements.

On motion of Mr. Reilley,

The resolution heretofore laid on the table, prohibiting the introduction of new business after the 6th February, &c.

Was taken up, and

On motion of Mr. Borrough,

Amended by striking out the "6th," and inserting the "13th" in lieu thereof.

On motion of Mr. Ross,

Said resolution was further amended by striking out the "26th" and inserting the "28th" in lieu thereof.

On motion of Mr. Fletcher,

Said resolution was further amended by striking out "*next*," and inserting "*instant*" in lieu thereof.

The resolution as amended was then

Adopted.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

On motion,

The Senate adjourned.

TUESDAY, Feb. 7, 1837.

The Senate met pursuant to adjournment.

Mr. Fletcher, from the select committee to which was referred the petition of sundry citizens of Sangamo county praying for the location of a certain state road,

Reported a bill entitled

"An act to re-locate a certain road therein named,"

Which was read, and

Ordered, To a second reading.

Mr. Pruyn, from the select committee to which was referred the bill entitled

"An act supplemental to an act establishing certain counties—approved Jan. 16, 1837,"

Reported said bill back with an amendment,

Which was read, and

Concurred in; and the said bill was

Ordered To be engrossed for a third reading as amended.

Mr. Ross, from the select committee to which was referred the petition of sundry citizens of Pike county in relation to McKee's creek,

Reported a bill entitled

"An act declaring McKee's creek in Pike county a navigable stream,"

Which was read, and

Ordered To a second reading.

Mr. Mitchell, from the select committee to which was referred the petition of sundry citizens of Washington in Tazewell county praying an act of incorporation for manufacturing purposes.

Reported a bill entitled

"An act to incorporate the Washington Manufacturing Company,"

Which was read, and

Ordered To a second reading.

Mr. Wood, from the select committee to which was referred the bill to incorporate the Kaskaskia Rail Road Company,

Reported the same back with a substitute as an amendment,

Which was read, and

Concurred in, and the bill was

Ordered To be engrossed for a third reading as amended.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled bills of the following titles, viz:

"An act to re-locate a part of a certain road in Montgomery county, and for other purposes,"

"An act changing part of the state road from Liberty to Tremont,"

"An act to locate a state road from Stephenson to Peoria,"

"An act to locate a state road from Ottawa to Grandtun and thence north to intersect the state road from Peoria to Galena,"

"An act to re-locate a part of a state road therein named,"

"An act declaring a certain road therein named a state road,"

"An act to continue the state road from Shawneetown in Gallatin county to Chicago in Cook county,"

"An act to locate a state road from Henderson in Knox county to Morristown in Henry county,"

"An act to incorporate the Griggsville Female Academy," and

"An act to authorize Jacob Fry, Thomas Cummings, and Isaac Darniel to establish a ferry across the Illinois river at the town of Guilford;" and

Mr. Hackelton afterwards, from the same committee,

Reported that on this day they laid the above-mentioned bills before the Council of Revision.

Mr. Stadden, from the select committee to which was referred the bill for defining the extent of possession in cases of settlement on the public lands, and the proposed amendment thereto,

Reported the same back with an amendment,

Which was read, and

Concurred in, and the bill was

Ordered To a third reading as amended.

Mr. Allen of McLean, from the select committee to which was referred the bill from the House of Representatives for the relief of the heirs of Mason Paine and Michael Dillon,

Reported the same back without amendment, and it was
Ordered To a third reading.

Mr. Gatewood, from the committee on the judiciary, which had been instructed to revise the statutes on wills and testaments, &c. and also to inquire whether the act concerning justices of the peace and constables, and the act concerning judgments and executions should not be so amended as to reach debts due by third persons to judgment debtors before justices of the peace, and in the Circuit Courts by execution; and also to inquire into the propriety of so amending the law concerning justices of the peace, as to extend their jurisdiction in cases of trespass, to personal property, and of trover and conversion,

Reported the said several resolutions back to the Senate, and

Asked to be discharged from the further consideration of the same,

And they were severally discharged from the further consideration of said resolutions.

Mr. Gatewood, from the committee on the judiciary to which was referred the bill for

"An act to limit the jurisdiction of justices of the peace in civil suits,"

Reported said bill back without amendment, and

On motion of Mr. Parker, it was

Referred to a select committee

Ordered, That Messrs. Parker, Warren, and Noel be that committee.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

In compliance with the resolution of the Senate requesting the House of Representatives to furnish the Senate with a copy of the report of the committee on roads and canals of the House of Representatives on the subject of the Illinois and Michigan canal, &c., they have directed their clerk to furnish a copy of said report to the Senate.

They have passed bills of the following titles, viz:

"An act to locate a state road from Carlinville to Grafton,"

"An act to incorporate the President and Trustees of the Jerseyville Academy,"

"An act to locate a state road from Pekin to Paris,"

"An act to locate a state road from John Orrender's in Marion county to Elijah Nelson's in Clay county,"

"An act declaring certain streams therein named navigable,"

"An act to locate a certain state road therein named,"

"An act to incorporate the Spoon river Navigation Company,"

"An act to construct a rail road from Naples to Jacksonville," and

"An act to incorporate the Mississippi and Rock river Canal Company,"

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles, viz:

"An act granting a lot of land to the town of Chicago for the burial of the dead,"

"An act to incorporate the Knox Manual Labor College,"

"An act to locate a state road from Atlas in Pike county to the south line of Adams county,"

"An act forming a justice's district in the county of Edgar,"

"An act to amend an act to regulate the apprehension of offenders, and for other purposes—approved Jan. 6, 1827,"

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased,"

"An act to incorporate the trustees of the Peoria Academy,"

"An act to incorporate the Princeton Seminary," and

"An act to authorize Lyman Wooster and Asber Holmes to build a mill dam across the Kankakee river."

They have also concurred with the Senate in the passage of bills of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar Manufacturing Company,"

"An act for the erecting a recorder and clerk's office in Sangamo county,"

"An act to incorporate the Peoria Commercial Insurance Company,"

"An act to organize Henry county,"

"An act to locate a state road from Equality to Vienna,"

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

"An act to authorize George W. Dale and others to build a toll bridge across the Little Calumet," and

"An act relative to section 16, township 17 north, range, 9 west of the 3d principal meridian,"

As respectively amended by them,

In which several amendments they ask the concurrence of the Senate.

And he withdrew.

Mr. Gatewood, from the committee on the judiciary to which was referred the bill from the House of Representatives for the relief of William Butler,

Reported the same back without amendment, whereupon,

The question being put upon ordering said bill to a third reading, it was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Gatewood from the same committee to which had been referred the petition of Thomas B. Affick, administrator of John Omelvany, deceased,

Reported the same back, and

Asked to be discharged from the further consideration of the same,
Which was done.

Mr. Edwards, on leave given, introduced a bill entitled
"An act to incorporate the St. Clair Silk Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Ordered To be engrossed for a third reading.

Mr. Thomas on leave given, introduced a bill entitled

"An act to amend an act entitled an act to incorporate the Beards-
town and Sangamo Canal Company,"

Which was read, and

Ordered To a second reading.

Mr. Hacker, on leave given, introduced a bill entitled

"An act to incorporate the Unity Manufacturing Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill read now a second time by its title, and

Ordered To be engrossed for a third reading.

Mr. Pruyne, on leave given introduced a bill entitled

"An act to incorporate the town of Julie? and define its bounda-
ries,"

Which was read, and

Ordered To a second reading.

Mr. Parrish, on leave given introduced a bill entitled

"An act regulating justices of the peace in civil cases,"

Which was read, and

Ordered To a second reading

Mr. Stadden moved the adoption of the following resolution, viz:

"*Resolved* By the Senate (the House of Representatives concurring therein) that both branches of the General Assembly meet in the hall of the House of Representatives, on Wednesday the 8th instant, at two o'clock, P. M., for the purpose of electing a judge for the 7th judicial circuit, and state's attorneys for the 6th and 7th judicial circuits, in the adoption of which they ask the concurrence of the House of Representatives."

On motion of Mr. Stadden,

The rule of the Senate was dispensed with,

And the resolution now considered.

Mr. Hamlin moved

To strike out the words 'Wednesday the 8th,' and insert in lieu thereof 'Monday the 13th,'

Which was not agreed to, whereupon,

On motion of Mr. Gatewood,

The resolution was amended by striking out the words 'Wednesday the 8th,' and inserting 'Thursday the 9th' in lieu thereof, and

On motion of Mr. Thomas,

The resolution was further amended by striking out the following words, viz:

"In the adoption of which they ask the concurrence of the House of Representatives."

The question then recurring upon the adoption of the aforesaid resolution as amended,

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence therein.

Mr. Owen on leave given, introduced a bill entitled

"An act to locate a state road from Commerce in Hancock county to Farmington in Fulton county,"

Which was read, and

Ordered To a second reading.

Mr. Mills moved the adoption of the following resolution, viz:

Resolved By the Senate, that hereafter the standing hour of adjournment shall be 9 o'clock, A. M."

Which lies one day on the table.

Mr. Hamlin moved the adoption of the following resolution, viz:

Resolved By the Senate (the House of Representatives concurring herein) that a joint select committee be appointed to prepare and report a bill prescribing the time of holding courts in the 6th and 7th judicial circuits. Said committee to consist of one on the part of the Senate and two on the part of the House from each of said judicial circuits."

Which lies one day on the table,

On motion of Mr. Wight,

The engrossed bill for altering the county lines of Ogle county which had been heretofore laid upon the table,

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Wight, Maxwell, and Bond be that committee.

On motion of Mr. Gatewood,

The bill from the House of Representatives for incorporating the Rock Island City Bridge Company, which had been heretofore laid on the table,

Was taken up, and,

On motion of Mr. Thomas,

Referred to the committee on internal improvements.

On motion of Mr. Owen,

The bill from the House of Representatives entitled

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling, and Salem,"

Together with the amendments of the Senate to said bill, and the amendments of the House of Representatives to the said amendments of the Senate, which had been heretofore laid upon the table,

Were taken up, and

The said amendments of the House of Representatives to the amendments of the Senate to said bill,

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Browning moved

That the bill concerning landlords and tenants, which had been heretofore laid upon the table be now taken up.

Which was not agreed to.

The engrossed bill entitled

"An act permanently to locate the seat of government of the state of Illinois,"

Was read the third time, whereupon

Mr. Noel proposed an amendment, which was decided by the chair not to be in order.

Mr. Noel took an appeal from the said decision of the chair, and

The question being put upon sustaining the said appeal,

It was decided in the negative.

Mr. McLaughlin proposed an amendment to the bill, which was also decided by the chair not to be in order.

On motion of Mr. Hacker,

The blank in the first section was filled by inserting the '20th February,' and thereupon,

The question was put upon the passage of the bill as amended.

And decided in the affirmative,

Ayes 24, noes 13.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Allen of McLean, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mills, Mitchell, Noel, O'Rear, Parker, Parrish, Pruyn, Ross, Stadden, Thomas, Turney, Vance, Warren, Wight, Wood, and Mr. Speaker.

In the negative,

Messrs. Bond, Borrough, Butler, Craig, Edwards, Hackelton, Hamlin, Lane, McLaughlin, Murray, Owen, Reilley, and Whiteside of Pope.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

On motion,

The Senate adjourned until to-morrow morning half past 9 o'clock:

WEDNESDAY, February 8, 1857.

Half past 9 o'clock, A. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their clerk.

MR. SPEAKER:

The House of Representatives have passed a bill of the following title, viz:

"An act for distributing the School Fund of this State among the counties, according to the number of children in each county, under twenty years of age,"

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill from the Senate entitled,

"An act incorporating the Monroe Mining, Manufacturing and Exporting Company,"

And he withdrew.

Mr. Gatewood, from the committee on Internal Improvement, to which had been referred the bill from the House of Representatives entitled,

"An act to incorporate the Rock Island City Bridge Company,"

Reported the same back without amendment, whereupon,

The question was put upon its passage, and

Decided in the affirmative.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Edwards, on leave given, introduced a bill entitled,

"An act to incorporate the Madison Mining, Manufacturing and Exporting Company,"

Which was read, and

Ordered To a second reading.

A message from the Council of Revision, by their Secretary, J. F. Owings.

MR. SPEAKER:

The Council of Revision have approved of bills of the following titles, viz:

"An act to incorporate the Griggsville Female Academy,"

"An act to re-locate a part of a certain road in Montgomery county and for other purposes,"

"An act declaring a certain road herein mentioned, a state road,"

"An act to locate a state road from Ottowa to Grandature, and thence North to intersect a state road from Peoria to Galena,"

"An act to locate a state road from Stephenson to Peoria,"

"An act to authorize Jacob Fry, Thomas Cummings and Isaac Darneil to establish a Ferry across the Illinois river at the town of Guilford,"

"An act changing part of the state road from Liberty to Tremont,"

"An act to locate a state road from Henderson in Knox county, to Morristown in Henry county," and

"An act to continue the state road from Shawneetown in Gallatin county to Chicago in Cook county."

And he withdrew.

Mr. Weatherford, on leave given, introduced a bill entitled,

"An act relative to certain Judicial Circuits,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Turney, Weatherford and Hamlin be that committee.

Mr. Mitchell, on leave given, introduced a bill entitled,

"An act to incorporate the Washington Academy,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Mitchell,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Ordered To be engrossed for a third reading.

On motion of Mr. Weatherford,

The bill from the House of Representatives entitled,

"An act to incorporate the Jacksonville Mechanics' Union,"

Which had been heretofore laid on the table,

Was taken up, and

Amended by striking out the 4th section thereof.

Ordered, That the bill be read a third time as amended.

Mr. Wight, on leave given, introduced a bill entitled,

"An act to incorporate the Dixon Hotel Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

Ordered To be engrossed for a third reading.

Mr. Maxwell, on leave given, introduced a bill entitled,

"An act to incorporate the St. Clair Transporting Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and said bill

Was read a second time by its title, and

On motion of Mr. Murray,

Referred to a select committee.

Ordered, That Messrs. Murray, Maxwell and Bond be that committee.

The engrossed bills of the following titles, viz:

"An act to review and re-locate a state road from Lebanon to Illinois town,"

"An act to incorporate the Rushville Insurance Company,"

"An act to incorporate the Rush Medical College,"

"An act to incorporate the Seminaries therein named,"

"An act to incorporate the Unity Manufacturing Company,"

"An act supplemental to an act to establish certain counties," approved January 16, 1836,

"An act to incorporate the St. Clair Silk Company," and

"An act to incorporate the Kaskaskia Rail Road Company,"

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of the said bills, and ask their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act to establish a state road from Peoria to Hendersonville,"

"An act to locate a state road from Galena to Beardstown," and

"An act for the relief of the heirs of Mason Paine and Michael Dillow,"

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills.

The bills from the House of Representatives of the following titles, viz:

"An act to incorporate the Canton College of Illinois," and

"An act to define the extent of possession in cases of settlement on the public lands,"

Were severally read the third time, and

Passed.

Ordered, That the titles be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence in the amendments of the Senate thereto.

Mr. Reilley, from the committee on Internal Improvement, to which had been referred the bill from the House of Representatives for establishing and maintaining a general system of Internal Improvements

Reported said bill back with sundry amendments,

Which were severally read, and

Concurred in, whereupon,

Mr. Ross moved,

That the bill be laid on the table.

Mr. Gatewood moved,

That the Senate adjourn until 2 o'clock, P. M.

Which was decided in the negative—

Ayes 16, noes 21.

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Owen, Pruyne, Reilley, Whiteside of Pope, Wight and Wood.

In the negative—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Edwards, Lane, Maxwell, Mitchell, Murray, Noel, O'Rear, Parker, Parrish, Ross, Stadden, Turney, Vance, Warren, Weatherford and Mr. Speaker.

The question then recurring upon the motion to lay said bill on the table.

It was decided in the affirmative—

Ayes 22, noes 15.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Edwards, Lane, Maxwell, Mitchell, Murray, Noel, O'Rear, Parker Parrish, Ross, Stadden, Turney, Vance, Warren, Weatherford, Whiteside of Pope, and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Bond, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Owen, Pruyne, Reilley, Wight and Wood.

Mr. Bond moved,

To reconsider the vote taken on the passage of the engrossed bill, incorporating the Kaskaskia Rail Road Company,

Which was decided in the negative.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road from Hennepin by Pekin to Springfield,"

"An act prescribing the time of holding the circuit court in the county of Washington,"

"An act to authorize James Jessup to build a bridge across the Skillet Fork," and

"An act to incorporate the Mississippi and Illinois Canal Company."

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their clerk.

MR. SPEAKER:

I am directed to inform the Senate that the House of Representatives have concurred with them in the adoption of the resolution in relation to the adjournment of the present General Assembly, *sine die*, as amended by them.

They amend by striking out all after the words "the 13th day of February, inst.," in which they ask the concurrence of the Senate.

They have also concurred with the Senate in the adoption of the resolution, appointing Thursday the 9th instant, at 2 o'clock, P. M. for the purpose of electing a Judge of the 7th Judicial Circuit, &c., as amended by them.

They amend by adding the word "First," before the word "Sixth," in which amendment, they also ask the concurrence of the Senate.

And he withdrew.

The bill entitled,

"An act to incorporate the Illinois Book and Publication Company,"

Was read the second time, and

On motion of Mr. Gatewood,

Referred to the committee on the Judiciary.

The bill entitled

"An act concerning the Public Revenue in the county of Warren,"

Was read the second time, whereupon,

Mr. McLaughlin moved

To lay said bill on the table,

Which was decided in the negative,

And said bill was

Ordered To be engrossed for a third reading.

The bill entitled

"An act to re-locate a certain road therein named,"

Was read a second time, and

On motion of Mr. Warren,

Amended by striking out the name of "Peter Warren" and inserting the name of "Aaron McKenzie" in lieu thereof,

Ordered, That the bill be engrossed for a third reading as amended.

The bill entitled

"An act regulating Justices of the Peace in civil cases,"

Was read the second time, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered, That Messrs. Weatherford, Parrish, and Bond be that committee.

The bill entitled

"An act to amend the act entitled an act to incorporate the Beards-
town and Sangamon Canal Company,"

Was read the second time, and

On motion of Mr. Herndon,

Laid on the table.

The bills of the following titles, viz:

"An act concerning the corporate powers of the President and Trus-
tees of the town of Carrollton,"

"An act concerning the town of Monmouth in Warren county,"

"An act to authorize Samuel Evans to build a Toll Bridge over Salt
Creek,"

"An act to incorporate the Saint Mary's College,"

"An act to incorporate the Washington Manufacturing Company,"

"An act declaring McKees Creek, in Pike county, a navigable
stream,"

"An act to incorporate the town of Juliet, and define its bounda-
ries," and

"An act to locate a state road from Commerce in Hancock county
to Farmington in Fulton county."

Were severally read a second time, and

Ordered To be engrossed for a third reading.

The resolution, heretofore introduced by Mr. Parker, fixing nine
o'clock, A. M. as the standing hour of adjournment,

Was taken up, and

Adopted.

The resolution introduced by Mr. Hamlin, providing for the appoint-
ment of a joint select committee to prepare and report a bill fixing the
time of holding Courts in the sixth and seventh Judicial Circuits,

Was taken up, and

Adopted.

Ordered, That Messrs. Hamlin and Stadden be that committee on
the part of the Senate, and that the Secretary inform the House of
Representatives of the adoption of said resolution, and ask their con-
currence therein.

The resolution introduced by Mr. Mills, in relation to the standing
hour of adjournment,

Was taken up for consideration, and

On motion Mr. Ross,

Ordered To lie on the table,

The bill from the House of Representatives entitled,

"An act to re-locate a certain state road,"

Was read, and

Ordered To a second reading.

On motion of Mr. Ross,

The rule of the Senate was dispensed with, and

Said bill was read a third time by its title, and
Referred to a select committee.

Ordered, That Messrs. Ross, Maxwell and Butler be that committee.

The bills from the House of Representatives of the following titles,
viz:

"An act to incorporate the Danville and Covington Rail Road Company,"

"An act to revive and continue in force an act therein named,"

"An act to locate a state road from Liberty to Pinckneyville,"

Were severally read, and

Ordered To a second reading.

The bill from the House of Representatives entitled

"An act to locate a state road from Danville to Decatur.

Was read, and

Ordered To a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Vance, Allen of McLean and Warren be that committee.

The bill from the House of Representatives entitled

"An act to locate a state road from Darwin to New Richmond in Clark county,"

Was read, and

Ordered To a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Reilley and Vance be that committee.

The bill from the House of Representatives entitled

"An act to authorize John W. Spencer and David B. Sears to build a Mill Dam across Rock Island Slough,"

Was read, and

Ordered To a second reading,

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title, and

Ordered To be read a third time.

The bill from the House of Representatives entitled

"An act in relation to Champaign county,"

Was read, and

Ordered To a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Vance, Mills and Mitchell be that committee.

The bill from the House of Representatives entitled

"An act to locate a state road therein named,"

Was read, and

Ordered To a second reading.

On motion of Mr. Stadden,

The rule of the Senate was dispensed with, and

Said bill was now read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Stadden, Vance and Owen be that committee.

The bill from the House of Representatives,

"Declaring the Skillet Fork a navigable stream, and for other purposes,"

Was read, and

Ordered To a second reading.

On motion of Mr. Mills,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Mills, Lane and McLaughlin be that committee.

Mr. Pruyne moved

That the resolution of the Senate, appointing Thursday the 9th inst. for the election of a Judge for the 7th Judicial Circuit, &c. and the amendments of the House of Representatives thereto, be laid on the table.

Which was decided in the negative, and thereupon,

The said amendment was read, and

Concurred in,

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Maxwell introduced the following resolution, viz:

"*Resolved*, That Master Calmes Wight be admitted within the bar of the Senate, to act as messenger to that body, without pay or compensation."

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and

Said resolution now considered and

Adopted.

On motion

The Senate adjourned.

THURSDAY, February 9, 1837.

The Senate met pursuant to adjournment.

Mr. Hamlin, from the committee on petitions to which was referred the petition of sundry citizens of Calhoun county,

Reported a bill entitled

"An act to re-locate the county seat of Calhoun county,"

Which was read, and

Ordered To a second reading.

Mr. Bond, from the select committee to which was referred the bill from the House of Representatives for compensating judges and clerks of elections in certain cases,

Reported said bill back with an amendment,

Which was not concurred in.

The question was then put upon the passage of the bill as heretofore amended, and

Decided in the affirmative,

Ayes 18, noes 15.

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Browning, Butler, Edwards, Fletcher, Hackelton, Hacker, Herndon, Lane, Maxwell, Mills, Owen, Pruyn, Stadden, Turney, Warren, and Wight.

In the negative—

Messrs. Bond, Borrough, Craig, Hamlin, Mitchell, Murray, Noel, O'Rear, Parker, Parrish, Reilley, Vance, Weatherford, Wood and Mr. Speaker.

On motion of Mr. Maxwell,

The title of said bill was amended by striking out the words 'judges and clerks of election,' and inserting 'sheriffs and clerks' in lieu thereof.

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto and to the title thereof.

Mr. Parker, from the select committee to which was referred the bill from the House of Representatives for locating a state road from Darwin to New Richmond,

Reported said bill back without amendment, and it was

Ordered To a third reading.

Mr. Turney, from the select committee to which was referred the bill entitled

"An act relative to certain judicial circuits,"

Reported said bill back without amendment and it was

Ordered To be engrossed for a third reading.

Mr. Wight, from the select committee to which was referred the engrossed bill entitled

"An act for altering the boundaries of Ogle county and for other purposes,"

Reported said bill back with an amendment,

Which was read and

Concurred in.

The question was then put upon the passage of said bill as amended, and

Decided in the affirmative.

Ordered That the title of the bill be as aforesaid and that the Secretary inform the House of Representatives of the passage thereof and ask their concurrence therein.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have passed a bill entitled

"An act to incorporate the Madison and St. Clair Canal Company,"

And ask the concurrence of the Senate therein.

And he withdrew.

Mr. Hackelton, from the committee on enrolled bills

Reported as correctly enrolled bills of the following titles, viz:

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased,"

"An act to locate a state road from Atlas in Pike county to the south line of Adams county,"

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

"An act granting a lot of land to the town of Chicago for the burial of the dead,"

"An act for the relief of Mason Paine and Michael Dillow,"

"An act to establish a state road from Peoria to Hendersonville,"

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling, and Salem."

The engrossed bills of the following titles, viz:

"An act to incorporate the Washington Academy,"

"An act to incorporate the Dixon Hotel Company,"

"An act concerning the public revenue of the county of Warren,"

"An act to re-locate a certain road therein named,"

"An act concerning the corporate powers of the President and Trustees of the town of Carrollton,"

"An act to authorize Samuel Evans to build a toll bridge over Salt creek,"

"An act concerning the town of Monmouth in Warren county,"

"An act to incorporate the Washington Manufacturing Company,"

"An act declaring McKee's creek in Pike county a navigable stream,"

"An act to locate a state road from Commerce in Hancock county to Farmington in Fulton county," and

"An act to incorporate the town of Juliet and define its boundaries,"

Were severally read a third time, and
Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The bill from the House of Representatives entitled

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock Island slough,"

Was read a third time, and
Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of the same.

The bill from the House of Representatives entitled

"An act to incorporate the Jacksonville Mechanics' Union,"

Was read a third time, and
Passed as amended.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendment of the Senate thereto.

The bills from the House of Representatives of the following titles, viz:

"An act to incorporate the Danville and Covington Rail Road Company,"

"An act to revive and continue in force an act therein named," and

"An act to locate a state road from Liberty to Pinckneyville,"

Were severally read a second time, and

Ordered To a third reading.

The bill entitled

"An act to incorporate the Madison Mining, Manufacturing, and Exporting Company,"

Was read a second time, and

Ordered To be engrossed for a third reading.

The bill from the House of Representatives entitled

"An act vacating a part of a state road therein named,"

Was read, and

Ordered To a second reading.

The bill from the House of Representatives entitled

"An act to incorporate the Madison and St. Clair Canal Company,"

Was read and

Ordered To a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to the same select committee to which had been referred sundry remonstrances upon the same subject.

The bill from the House of Representatives entitled

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables, and Surveyors in Madison and other counties,"

Was read, and

Ordered To a second reading.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from Carlinsville to Grafton,"

"An act to locate a state road from John Orrender's in Marion county to Elijah Nelson's in Clay county,"

"An act to locate a certain state road therein named,"

"An act to construct a rail road from Naples to Jacksonville,"

Were severally read, and

Ordered To a second reading.

The bill from the House of Representatives entitled

"An act to incorporate the President and Trustees of the Jerseyville Academy,"

Was read, and

Ordered To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title, and

On motion of Mr. Allen of Greene,

Referred to a select committee.

Ordered, That Messrs. Allen of Greene, Turney, and Browning be that committee.

The bill from the House of Representatives entitled

"An act to locate a state road from Pekin to Paris,"

Was read and

Ordered To a second reading.

On motion of Mr. Allen of McLean,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Mitchell, and Noel be that committee.

The bill from the House of Representatives entitled

"An act declaring certain streams therein named navigable,"

Was read, and

Ordered To a second reading.

On motion of Mr. Warren,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Warren, Whiteside of Pope, and Noel be that committee.

The bill from the House of Representatives entitled
 "An act to incorporate the Spoon river Navigation Company,"
 Was read, and

Ordered To a second reading.

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Hackelton, Maxwell, and Butler be that committee.

Mr. Browning moved

That a committee of conference be asked for on the disagreeing vote of the two Houses on the amendment of the House of Representatives to the amendment of the Senate to the bill from the House of Representatives entitled

"An act to incorporate the Quincy Academy,"

Which was agreed to.

Ordered, That Messrs. Browning and Mitchell be that committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof, and ask the appointment of a committee on their part to meet said committee on the part of the Senate.

Mr. Speaker having announced that the Senate were about to proceed to the consideration of Executive business,

The doors were closed, and

On opening the doors,

On motion,

The Senate adjourned until 2 o'clock, P. M..

Two o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to locate a state road from Carlinville in Macoupin county to Greenville in Bond county,"

"An act for a state road from Marshall to Charleston,"

"An act to legalize the sales of sections 16 in township 10 north, of ranges 11 and 13 west, in Greene county,"

"An act to locate a state road from a point on the Mississippi river, opposite Burlington to Farmington in Fulton county,"

"An act for a state road from Jacksonville to Syracuse and Bloomington,"

"An act to incorporate the town of Upper Alton,"

"An act to locate a state road from Waterloo, in Monroe county to Nashville in Washington county,"

"An act to establish a state road from Danville to Ottawa;"

"An act to locate a state road from Meredosia to Warsaw,"

"An act to alter and re-locate a part a state road leading from Jacksonville to Springfield,"

"An act to incorporate the Quincy, Jacksonville and Springfield Turnpike Company,"

"An act for a state road from Ottawa north to the state line,"

"An act to locate a state road therein named, and for other purposes,"

"An act to establish a state road from the state road leading from Springfield to Decatur, to Waynesville in McLean county,"

"An act laying out certain state roads,"

"An act to incorporate the Liberty and Pinckneyville Rail Road Company,"

"An act to locate a state road from the Mississippi to Macomb,"

"An act to locate a state road from Newton in Jasper county to Decatur in Macon county,"

"An act to locate a state road from Ellisville in Fulton county to McComb in McDonough county, and to declare a certain road therein named a state road,"

"An act to incorporate the Canton and Utica Rail Road Company,"

"An act to locate a state road from Shawneetown in Gallatin county to Golconda in Pope county,"

"An act to change in part a state road leading from Meredosia to Quincy,"

"An act declaring the road from Knoxville to Stephenson a state Road,"

"An act concerning process,"

"An act for the relief of the infant heir of James Woodside, deceased,"

"An act to re-locate part of the state road from Springfield to Peoria,"

"An act to re-locate a part of the state road from Decatur to Bloomington,"

"An act to locate a state road therein named,"

"An act authorizing suits against persons whose names are unknown in certain cases,"

"An act supplemental to an act entitled an act to incorporate the President, Directors and Company of the Bank of Illinois at Shawneetown,"

"An act for a state road from J. B. Swards in Montgomery county to Bailey Taylor's in Macoupin county,"

"An act to authorize the Trustees of the town of Pekin to keep a Ferry over the Illinois river,"

"An act providing for the location of a state road from Danville to Havanna,"

"An act for the formation of the county of Coffee," and

"An act to locate a state road from Beardstown to Mount Sterling,"

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles, viz:

"An act to compensate the several persons for labor done, materials furnished and cash advanced on the new State House,"

"An act authorizing John Reese and John Ferguson to erect a mill dam across Robinson's Creek,"

"An act to extend the corporate powers of the town of Peoria,"

"An act declaring the road leading from Peoria to Knoxville a state road,"

"An act to provide for the election of additional Justices of the Peace and Constables in the counties of Warren and Knox,"

"An act relative to certain school lands in the county of Fulton,"

"An act to incorporate the Mississippi Des Moines Rapids Bridge Company,"

"An act to incorporate the Carthage Female High School and Teachers Seminary,"

"An act to locate a state road from Washington in Tazewell county to Columbia in Putnam county,"

"An act to incorporate the Rockport and Mississippi Canal Company."

They have also concurred with the Senate in the passage of bills of the following titles, viz:

"An act to locate a state road from Peoria by Rome and Chillicothe to Princeton in Putnam county," and

"An act to protect the Canal Lands against trespasses," as respectively amended by them, in which amendments they ask the concurrence of the Senate.

They refuse to read a third time, the bill from the Senate entitled,

"An act concerning Deeds executed without this State."

They have concurred with the Senate in their amendment to the bill from the House of Representatives entitled,

"An act to amend an act entitled an act for the limitation of Actions and for avoiding vexatious Law Suits."

And he withdrew.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives are now ready to receive the Senate in the hall of the House, in pursuance of the joint

resolution appointing this day at 2 o'clock, P. M. for the election of a Judge for the 7th Judicial Circuit, &c.

And he withdrew.

Whereupon, the Honorable the Senate, preceded by their Speaker repaired to the Representatives' Hall, and then Mr. Hacker of the Senate, and Mr. Stone of the House of Representatives were appointed Tellers, and the two Houses proceeded by joint ballot to elect a Judge for the 7th Judicial Circuit, when the vote stood thus—

For John Pearson,	96
Scattering,	19

Mr. Pearson having a majority of all the given, was declared by the Speaker of the House of Representatives duly elected Judge of the 7th Judicial Circuit of this State.

The two Houses then proceeded to elect Circuit Attornies for the 1st, 6th and 7th Judicial Circuits in this State, when

David Prickett having received a majority of all the votes given for Circuit Attorney of the 1st Judicial Circuit,

Edward Southwick having received a majority of all the votes given for Circuit Attorney of the 6th Judicial Circuit, and

Albert G. Leary having received a majority of all the votes given for Circuit Attorney of the 7th Judicial Circuit,

They were severally declared by the Speaker of the House of Representatives duly elected Circuit Attornies for their respective Circuits for the ensuing two years.

For Circuit Attorney of the 1st Judicial Circuit, the vote stood thus—

For David Prickett,	108
Scattering,	9

Those who voted for Mr. Prickett, are—

Messrs. Allen of Green, Allen of McLean, Bond, Borough, Brown-
ing, Butler, Craig, Edwards, Fletcher, Hackelton, Hacker, Hamlin,
Lane, Maxwell, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish,
Pruyne, Reilley, Ross, Stadden, Turney, Vance, Warren, Weatherford,
Whiteside of Pope, Wight, Wood and Mr. Speaker of the Senate; and
Messrs. Able, Aldrich, Atwater, Ball, Barnet, Bently, Carpenter, Charles,
Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement,
Diarman, Dollens, Douglass, Edmondston, Edwards, Elkin, English,
Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw,
Huey, Hunt, Lagow, Lane, Leary, Lincoln, Logan, McCown, Mc-
Clernard, McMurtry, Madden, Marrs, Minor, Minshall, Moore of Mc-
Lean, Moore of St. Clair, Morton, Murphy, of Perry, Naper, Odam,
O'Neill, Pace, Paullen, Rawalt, Reddick, Richardson, Shield, Smith
of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson,
Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins,
Webb, Wheeler, Whitten, Wilson, Witt, and Mr. Speaker of the House
of Representatives.

Mr. Mills of the Senate, voted for Mr. Maxwell;

Mr. Herndon voted for Mr. Thomas;
 Mr. Dubois voted for Mr. Hardin;
 Mr. Dunbar voted for Mr. Dubois;
 Mr. Linder voted for Mr. Richardson,
 Mr. McCormick voted for Mr. Douglass;
 Mr. Murphy of Vermilion, voted for Mr. Scarborough;
 Mr. Scarborough voted for Mr. Dunbar; and
 Mr. Wood of the House of Representatives, voted for Mr. Pace.
 The vote for Circuit Attorney for the 6th Judicial Circuit, stood thus—

For Edward Southwick,	71
John Stark,	43
Scattering,	3

Those who voted for Mr. Southwick are—

Messrs. Allen of Greene, Craig, Fletcher, Hacker, Maxwell, Mitchell, Noel, Parrish, Stadden, Turney, Vance, Warren and Weatherford, of the Senate; and

Messrs. Able, Ball, Barnet, Bentley, Carpenter, Courtright, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollens, Douglass, Dunbar, Edmondston, English, Green of Clay, Hankins, Happy, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Linder, Logan, McCormick, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Paullen, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson, Witt, Wood and Mr. Speaker of the House of Representatives.

Those who voted for John Stark are—

Messrs. Bond, Borrough, Browning, Butler, Edwards, Hackelton, Hamlin, Herndon, Lane, Mills, Murray, O'Rear, Owen, Parker, Pruyne, Reilley, Ross, Whiteside of Pope, Wight, Wood and Mr. Speaker, of the Senate; and

Messrs. Aldrich, Atwater, Charles, Craig, Dawson, Dubois, Edwards, Elkin, Galbreath, Hardin, Lincoln, McMurtry, Minshall, Moore, of St. Clair, O'Neill, Rawalt, Stone, Stuntz, Thompson, Voris and Webb.

Mr. Allen of McLean voted for Mr. Mitchell; and

Messrs. Pace and Stuart of the House of Representatives, voted for Mr. Ballance.

The vote for Circuit Attorney of the 7th Judicial Circuit, stood thus—

For Albert G. Leary,	90
Adam Y. Smith,	14
Scattering,	8

Those who voted for Albert G. Leary are—

Messrs. Allen of Greene, Browning, Butler, Edwards, Hackelton, Hacker, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley,

Ross, Stadden, Turney, Vance, Warren, Weatherford, Whiteaide of Pope, Wood, and Mr. Speaker, of the Senate; and

Messrs. Able, Aldrich, Atwater, Ball, Barnet, Carpenter, Charles, Courtright, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dolens, Douglas, Dunbar, Edwards, Elkin, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Lincoln, Linder, Logan, McCormick, McCowen, McClernand, McMurtry, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Pace, Paullen, Rawalt, Reddick, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, Whitten, Witt, and Mr. Speaker, of the House of Representatives.

Those who voted for Adam Y. Smith are—

Messrs. Allen of McLean, Borrough, Craig, Hamlin, Lane, and Wight, of the Senate; and

Messrs. Bentley, Craig, Cullom, Dubois, Edmonston, Minshall, O'Neill, and Wilson, of the House of Representatives.

Mr. Bond of the Senate voted for Mr. Grant;

Messrs. Maxwell and Mitchell of the Senate voted for Mr. Leland;

Messrs. Murphy of Vermilion and Lane of the House of Representatives voted for Mr. Wheeler;

Mr. Richardson of the House of Representatives voted for Mr. Linder;

Mr. Wheeler of the House of Representatives voted for Mr. Lane,

Mr. Wood of the House of Representatives voted for Mr. Enloe.

The Honorable the Senate returned to their chamber; and

On motion

Adjourned.

FRIDAY, Feb. 10, 1837.

The Senate met pursuant to adjournment.

Mr. Allen of Greene introduced the petitions of sundry citizens of the town of Greenfield praying for an act of incorporation.

Which was

On his motion,

Referred to a select committee,

Ordered, That Messrs. Allen of Greene, Turney and Borrough be that committee.

Mr. Turney introduced the petition of sundry citizens of Greene county relative to certain state roads,

Which was

On his motion,

Referred to the committee on Petitions.

Mr. Gatewood introduced the petitions of sundry citizens of Gallatin county relative to Internal Improvement.

Which was,

On his motion,

Referred to the committee on Internal Improvement.

Mr. Vance, from the committee on Salines, made the following report, viz:

The committee on Salines to which was referred the petition of sundry citizens of Vermilion county, praying the aid of the General Assembly in the completion of the bridge across the Big Vermilion river, on the state road from Vincennes to Chicago, which said road crosses said river, have had the same under consideration, and make the following

REPORT:

Your committee find the quantity of lands reserved for the use of the Vermilion Saline to be twenty-four thousand eight hundred and sixty-nine acres; of which, according to the Auditor's report, twenty-three thousand nine hundred and ninety-eight acres of the above has been sold, for which there has been paid into the State Treasury by the citizens of Vermilion county the sum of thirty thousand, seven hundred and two dollars and eighty-three cents, leaving a balance in the Treasury, after all appropriations, out of monies already from the sales of said lands are paid up, three thousand, two hundred and twenty-nine dollars and twenty-five cents. Your committee also, find by reports of the Auditor and Register of State Lands at Vermillion Saline, that there is remaining unsold of said reserve, eight hundred and eighty acres. Of said unsold lands some of your committee knowing and others presuming said lands to be of an inferior quality, would recommend the State relinquishing them to the county of Vermilion for the purpose of building a bridge across the Big Vermilion river, where the state road from Vincennes to Chicago crosses the same. Your committee are of opinion that a bridge across the Big Vermilion is by no means one of an entirely local nature in its benefits, but a work in which the people of the whole State are interested, and its importance is every day more apparent by the increased travel from the south to the north, and from the north to the south.

Your committee would therefore recommend the relinquishment of all the surplus lands, together with the money in the hands of the Receiver, should there be any, to the county of Vermilion, for the purpose of building a bridge across the Big Vermilion river, where the state road from Vincennes to Chicago crosses the same.

Your committee therefore report a bill entitled

"An act appropriating the residue of the Vermilion Saline Lands to the county of Vermilion, for the purpose of building a bridge across the Big Vermilion river,"

Which was read, and

Ordered To a second reading.

Mr. Allen of Greene, from the select committee to which had been referred the bill from the House of Representatives entitled,

"An act to incorporate the President and Trustees of the Jerseyville Academy,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, That said bill be read a third time.

Mr. Warren, from the select committee to which had been referred the bill from the House of Representatives entitled,

"An act declaring certain streams therein named navigable,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, That said bill be read a third time as amended.

On motion of Mr. Warren,

The rule of the Senate was dispensed with, and

Said bill was read a third time by its title, and

Passed.

On motion of Mr. Whiteside of Pope,

The title of said bill was amended by inserting the words "in Pope county," after the words "therein named."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto, and to the title thereof."

Mr. Stadden, from the select committee to which had been referred bill from the House of Representatives entitled,

"An act to locate a state road therein named,"

Reported the same back without amendment.

Ordered, That said bill be read a third time.

Mr. Vance, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act to locate a state road from Danville to Decatur,"

Reported the same back with an amendment,

Which was read, and

Concurred in; and

Said bill

Ordered To be read a third time as amended.

Mr. Hackelton, from the committee on enrolled bills reported that on yesterday they laid before the Council of Revision bills of the following titles, viz:

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased,"

"An act granting a lot of land to the town of Chicago for the burial of the dead,"

"An act to authorize Lyman Wooster and Asher Holmes to build a Mill Dam across the Kankakee river,"

"An act to locate a state road from Atlas in Pike county to the south line of Adams county,"

"An act to authorize James Jessup to build a bridge across the Skillet Fork,"

"An act prescribing the time of holding the Circuit Court in the county of Washington,"

"An act to incorporate the Mississippi and Illinois Canal Company,"

"An act to locate a state road from Hennepin by Pekin to Springfield,"

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling, and Salem,"

"An act to establish a state road from Peoria to Hendersonville,"

"An act for the relief of the heirs of Mason Paine and Micheal Dillow."

Mr. Herndon, on leave given, introduced a bill entitled

"An act relative to sheriffs' fees,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Herndon,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to the committee on the judiciary.

On motion of Mr. Hacker,

The bill from the House of Representatives for establishing and maintaining a general system of Internal Improvement, which had been laid on the table,

Was taken up.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Maxwell, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Stadden, Turney, Vance, Warren, Weatherford, Whiteside of Pope, Wight, Wood, and Mr. Speaker--31.

In the negative—

Messrs. Allen of Greene, Borrough, Craig, Lane, and O'Rear--5.

Mr. Hacker moved,

That the said bill be referred to a select committee.

Mr. Ross moved,

That the bill be referred to a committee of the whole,

Which was decided in the negative,

Ayes 16, noes 20.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Edwards, Lane, Noel, O'Rear, Owen, Parrish, Ross, Turney, Vance, Weatherford, and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Bond, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Maxwell, Mills, Mitchell, Murray, Parker, Pruyn, Reilley, Stadden, Warren, Whiteside of Pope, Wight and Wood.

The question recurring upon the motion to refer the bill to a select committee,

Mr. Weatherford moved

That said committee consist of seven,

Mr. Ross moved

That the committee consist of nine,

Mr. Wood moved

That the committee consist of five.

The question being put upon the motion to make the committee consist of nine,

It was decided in the negative, and thereupon,

The bill was referred to a select committee of seven.

Ordered, That Messrs. Hacker, Weatherford, Mills, Ross, Wight, Turney, and Hamlin be that committee.

On motion of Mr. Gatewood,

The committee on internal improvements were discharged from the further consideration of the petition of sundry citizens of Gallatin county in relation to internal improvements,

And the said petition was referred to the same select committee to which was referred the bill for establishing a general system of internal improvements.

Mr. Ross, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to re-locate a certain state road,"

Reported the same back without amendment.

Ordered, That said bill be read a third time.

Mr. Reilley, on leave given introduced a bill entitled

"An act to incorporate the Lawrenceville Manufacturing Company,"

Which was read and

Ordered To a second reading.

On motion of Mr. Reilley,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Ordered To be engrossed for a third reading.

On motion of Mr. Maxwell,

The resolution from the House of Representatives heretofore laid on the table, in relation to the call of a convention, &c.,

Was taken up for consideration, and

The question being put upon concurring with the House of Representatives in the adoption of the same,

It was decided in the negative,

Ayes 15, noes 19.

Those voting in the affirmative are—

Messrs. Allen, of Greene, Bond, Hacker, Herndon, Maxwell, Mitchell, Noel, Pruyn, Reilly, Stadden, Turney, Warren, Weatherford, Whiteside of Pope, and Wight.

In the negative,

Messrs. Allen of McLean, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Hamlin, Lane, Mills, Murray, O'Rear, Owen, Parker, Parrish, Ross, Vance, Wood, and Mr. Speaker.

A message from the House of Representatives by Mr. Prickett, their clerk.

MR. SPEAKER:

The House of Representatives have passed a bill of the following title, viz:

"An act to locate certain state roads therein named,"

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles, to wit:

"An act to locate a state road from Chester to Belleville,"

"An act to incorporate the towns therein named, and for other purposes,"

As amended by them,

In which amendments they ask the concurrence of the Senate.

And he withdrew.

The engrossed bills of the following titles, viz:

"An act to incorporate the Saint Mary's College," and

"An act to incorporate the Madison Mining, Manufacturing, and Exporting Company,"

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The engrossed bill entitled

"An act relating to certain judicial circuits,"

Was read the third time, and

On motion of Mr. Craig,

Referred to a select committee of five.

Ordered, That Messrs. Craig, Gatewood, O'Rear, Reilly, and Wight be that committee.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from Liberty to Pinckneyville,"

"An act to revive and continue in force an act therein named.

"An act to incorporate the Danville and Covington Rail Road Company," and

"An act to locate a state road from Darwin to New Richmond in Clark county,"

**Were severally read a third time, and
Passed.**

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of the same.

The bill entitled

"An act to re-locate the county seat of Calhoun county,"

Was read a second time, and

On motion of Mr. Allen of Greene,

Referred to a select committee.

Ordered, That Messrs. Allen of Greene, Ross, and Borough be that committee.

The bill from the House of Representatives entitled

"An act to locate a certain state road therein named,"

Was read a second time, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered, That Messrs. Weatherford, Borrough, and Edwards be that committee.

The bill from the House of Representatives entitled

"An act to construct a rail road from Naples to Jacksonville,"

Was read a second time, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered, That Messrs. Weatherford, O' Rear, and Edwards, be that committee.

The bills from the House of Representatives of the following titles viz:

"An act to locate a state road from John Orrrender's in Marion county to Elijah Nelson's in Clay county,"

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables, and Surveyors in Madison and other counties,"

"An act vacating a part of a state road therein named,"

Were severally read, a second time and

Ordered To a third reading.

The bill from the House of Representatives entitled

"An act to locate a state road from Carlinville to Grafton,"

Was read a second time, and

On motion of Mr. Borrough,

Referred to a select committee.

Ordered, That Messrs. Borrough, Allen of Greene, and Herndon be that committee.

The bill from the House of Representatives entitled
 "An act to incorporate the Mississippi and Rock River Canal Com-
 pany,"

Was read, and

Ordered To a second reading.

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Wight, Butler, and Ross be that committee.

The amendments of the House of Representatives to the bills from the Senate of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar Manufacturing Com-
 pany,"

"An act for the erecting a Recorder and Clerk's office in Sangamo
 county,"

"An act to organize Henry county,"

"An act to locate a state road from Equality to Vienna,"

"An act to incorporate the Jo Daviess Marine and Fire Insurance
 Company,"

"An act to authorize George W. Dale and others to build a toll
 bridge across the Little Calumet," and

"An act relative to section 16, township 17 north, of range 9 west
 of the third principal meridian,"

Were respectively read, and

Concurred in,

Ordered, That the Secretary inform the House of Representatives
 thereof.

On motion of Mr. Hamlin,

The bill entitled

"An act to incorporate the Peoria Commercial Insurance Company,"

With the amendments of the House of Representative to the same,

Were referred to a select committee.

Ordered, That Messrs. Hamlin, Pruyn, and Browning be that
 committee.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the Council of Revision, by their Secretary, J. F. Owings.

MR. SPEAKER:

The Council of Revision have approved of bills of the following titles, viz:

"An act prescribing the time of holding the Circuit Court in the county of Washington,"

"An act to locate a state road from Atlas in Pike county to the south line of Adams county,"

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

"An act granting a lot of land to the town of Chicago for the burial of the dead."

And he withdrew.

Mr. Weatherford, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to construct a rail road from Naples to Jacksonville,"

Reported the same back without amendment.

Ordered, That said bill be read a third time.

Mr. Allen of Greene, from the select committee to which had been referred the bill entitled

"An act to re-locate the county seat of Calhoun county,"

Reported the same back with an amendment,

Which was read, and

Concurred in, and said bill was

Ordered To be engrossed for a third reading.

Mr. Hackelton, from the committee on enrolled bills reported as correctly enrolled, bills of the following titles, viz:

"An act to amend an act to regulate the apprehension of offenders, and for other purposes—approved January 6th, 1827,"

"An act forming a Justices' District in the county of Edgar,"

"An act incorporating the Monroe, Mining, Manufacturing and Exporting Company,"

"An act to incorporate the Trustees of Peoria Academy,"

"An act to amend an act entitled an act for the terminations of actions, and for avoiding vexatious law suits,"

"An act to incorporate the Rock Island City Bridge Company,"

"An act to locate a state road from Galena to Beardstown," and

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock Island Slough," and

Mr. Hackelton afterwards reported that on this day they have laid the abovementioned bills before the Council of Revision.

Mr. Weatherford, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act to locate a certain state road therein named,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, That said bill be read a third time, as amended.

Mr. Vance, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act in relation to Champaign county,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

And said bill was

Ordered, To a third reading as amended.

The bill from the House of Representatives for distributing the school funds of this State among the counties, was read and

Ordered To a second reading.

The amendment of the House of Representatives to the resolution in relation to the adjournment of the present General Assembly *sine die*,

Was read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bills from the House of the following titles, viz:

"An act to locate a state road from Carlinville in Macoupin county to Greenville in Bond county,"

"An act to locate a state road from a point on the Mississippi river opposite Burlington to Farmington in Fulton county," and

"An act to incorporate the town of Upper Alton,"

Were severally read, and

Ordered To a second reading.

The bill from the House of Representatives, entitled

"An act for a state road from Marshall to Charleston,"

Was read and

Ordered To a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Warren and Parrish be that committee.

The bill from the House of Representatives, entitled

"An act to legalize the sales of Section 16, Township 10, north of Range 11, and 13 west, in Greene county,"

Was read, and

Ordered To a second reading.

On motion of Mr. Allen of Greene,

The rule of the Senate was dispensed with, and
Said bill now read a second time by its title, and
On motion of Mr. Turney,
Referred to a select committee.

Ordered, That Messrs. Turney, Allen of Greene and Fletcher, be that committee.

The bill from the House of Representatives entitled
"An act for a state road from Jacksonville to Syracuse and Bloomington,"

Was read and

Ordered To a second reading.

On motion of Mr. Allen of McLean,
The rule of the Senate was dispensed with, and
Said bill read a second time by its title, and
Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Weatherford and Herndon be that committee.

The bill from the House of Representatives, entitled
"An act to locate a state road from Waterloo in Monroe county to Nashville in Washington county,"

Was read, and

Ordered To a second reading,

On motion of Mr. Murray,
The rule of the Senate was dispensed with, and
Said bill now read a second time by its title, and

Ordered To a third reading.

The bill from the House of Representatives entitled
"An act to establish a state road from Danville to Ottowa,"

Was read, and

Ordered To a second reading.

On motion of Mr. Vance,
The rule of the Senate was dispensed with, and
Said bill read a second time by its title, and

On motion of Mr. Stadden,
Referred to a select committee.

Ordered, That Messrs. Stadden, Vance and Hamlin, be that committee.

The bill from the House of Representatives entitled
"An act to locate a state road from Meredosha to Warsaw,"

Was read, and

Ordered To a second reading.

On motion of Mr. Ower,
The rule of the Senate was dispensed with, and
Said bill was read a second time by its title, and
Referred to a select committee.

Ordered, That Messrs. Owen, O'Rear, and Maxwell, be that committee.

On motion of Mr. Whiteside of Pope,

The Senate resolved itself into a committee of the whole on the bill from the House of Representatives, for the encouragement of the killing of wolves, Mr. Parrish in the chair, and after sometime spent therein.

Mr. Speaker resumed the chair, and

Mr. Parrish reported that the Committee of the whole had according to order had said bill under consideration, and had directed him to report the same back without amendment.

Mr. Browning moved to amend said bill by striking out the word "State" wherever it occurs and inserting the word "county" in lieu thereof.

A division of the question being called for,

The question was accordingly put on striking out, and

Decided in the negative.

The bill was then

Ordered To a third reading.

Ayes 17, noes 15.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Butler, Hackelton, Hamlin, Herndon, Lane, Maxwell, McLaughlin, Noel, Owen, Parker, Ross, Turney, Vance, Warren and Whiteside of Pope.

In the negative—

Messrs. Allen of McLean, Bond, Browning, Craig, Edwards, Gatewood, Hacker, Mills, Murray, O'Rear, Parrish, Pruyne, Stadden, Weatherford and Mr. Speaker.

On motion,

The Senate adjourned.

SATURDAY, *February* 11, 1837.

Senate met pursuant to adjournment.

Mr. Hamlin introduced the petition of sundry citizens of Putnam county praying the incorporation of a Company to construct a Rail Road from Peoria to Rock Island.

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Wight and Butler be that committee.

Mr. Hamlin, from the select committee to which had been referred

the petition of sundry citizens of Greene county relative to certain state roads,

Reported the same back, and asked to be discharged from the further consideration of the same,

Which was done.

Mr. Turney, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act to legalize the sales of Section 16, in Township 10, north of ranges 11 and 13 West, in Greene county,"

Reported said bill back without amendment.

Ordered, That said bill be read a third time.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Butler, from the select committee to which had been referred the bill entitled

"An act to authorize the person therein named to construct a mill dam,"

Reported said bill back with an amendment,

Which was read and

Concurred in.

And said bill

Ordered To be engrossed for a third reading.

Mr. Weatherford, from the select committee to which had been referred the bill entitled

"An act regulating Justices of the Peace in Civil Cases,"

Reported the same back with an amendment,

Which was read, and

Concurred in; and

On motion of Mr. Parrish,

The said bill was

Referred to a select committee.

Ordered, That Messrs. Parrish, Wood and Borrough be that committee.

Mr. Hamlin, from the select committee to which had been referred the bill entitled

"An act to incorporate the Peoria Commercial Insurance Company," and the amendments of the House of Representatives thereto.

Reported said bill back without amendment, whereupon,

The amendments of the House of Representatives, were

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Stadden, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to establish a state road from Danville to Ottawa,"

Reported the same back without amendment,

Ordered, That said bill be read a third time.

Mr. Murray, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act to incorporate the Madison and St. Clair Canal Company,"

Reported the same back without amendment, and

On motion of Mr. Murray,

Said bill was indefinitely postponed.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Gatewood, from the select committee to which had been referred the bill, entitled

"An act relating to the improvement of the navigation of the Saline river and for the purpose of preserving the same,"

Reported the same back with sundry amendments, accompanied by a report embodying the facts upon which said bill is predicated.

Which said amendments were read, and

Concurred in; and said bill

Ordered To be engrossed as amended and read a third time.

Mr. Murray, from the select committee to which had been referred the remonstrances from sundry citizens of St. Clair county against the construction of a canal from the coal regions in said county to the Mississippi river,

Reported the same back and asked to be discharged from the further consideration thereof,

Which was done.

Mr. Edwards, from the select committee to which had been referred the bill, entitled

"An act to incorporate the St. Clair and Mississippi Canal Company,"

Reported the same back without amendment, and

On motion of Mr. Murray.

The said bill was indefinitely postponed.

Mr. Parker, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act for a state road from Marshall to Charleston,"

Reported the same back with an amendment,

Which was read, and

Concurred in, and said bill

Ordered To a third reading.

On Motion of Mr. Parker,

The rule of the Senate was dispensed with, and

Said bill read a third time by its title, and

Passed as amended

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments to the same.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, a bill of the following title, viz:

"An act to compensate the several persons for labor done, materials furnished and cash advanced on the New State House,"

Mr. Allen of Greene, on leave given, introduced a bill entitled

"An act providing for the manner of collecting taxes,"

Which was read, and

Ordered To a second reading.

Mr. Parker, from the select committee to which had been referred the bill entitled

"An act to limit the jurisdiction of Justices of the Peace in civil suits,"

Reported the said bill back without amendment, whereupon,

The question was put upon ordering it to be engrossed for a third reading, and

Decided in the negative,

Ayes 8, noes 25.

Those voting in the affirmative are—

Messrs. Bond, Lane, Noel, Parker, Parrish, Stadden, Vance and Mr. Speaker.

In the negative—

Messrs. Allen of Greene, Allen of McLean, Borrough, Browning, Butler, Craig, Fletcher, Gatewood, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Murray, O'Rear, Owen, Pruyne, Reilley, Ross, Turney, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

Mr. Hackelton, from the committee on enrolled bills,

Reported that they had on this day laid before the Council of Revision a bill of the following title, viz:

"An act to compensate the several persons for labor done, materials furnished and cash advanced on the New State House."

The bill from the House of Representatives entitled,

"An act to construct a rail road from Naples to Jacksonville,"

Was read the third time, and

On motion of Mr. Ross,

Laid on the table.

The engrossed bills of the following titles, viz:

"An act to incorporate the Lawrenceville Manufacturing Company," and

"An act to relocate the county seat of Calhoun county,"

Were severally read the third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The bill from the House of Representatives entitled

"An act to encourage the killing of wolves,"

Was read the third time, and

On motion of Mr. Vance,

Referred to a select committee.

Ordered, That Messrs. Vance, Whiteside of Pope and Warren be that committee.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from John Orrender's in Marion county to Elijah Nelson's in Clay county,"

"An act to locate a state road therein named,"

"An act to re-locate a certain state road,"

"An act authorising the election of additional notaries public, justices of the peace, constables, and surveyor in Madison and other counties,"

"An act to locate a state road from Waterloo in Monroe county to Nashville in Washington county," and

"An act vacating a part of a state road therein named,"

Were severally read the third time, and

Passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bills from the House of Representatives of the following titles, viz:

"An act to incorporate the President and Trustees of the Jerseyville Academy,"

"An act to locate a state road from Danville to Decatur,"

"An act to locate a certain state road therein named,"

"An act in relation to Champaigne county,"

Were severally read the third time, and

Passed as amended.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills and ask their concurrence in the amendments of the Senate thereto.

The bill from the House of Representatives entitled

"An act for distributing the school funds of this State among the counties according to the number of children in each county under twenty years of age,"

Was read a second time, whereupon,

Mr. Browning moved to refer said bill to the committee on Seminary School Lands and Education,

Which was not agreed to; and

On motion of Mr. Maxwell, said bill was

Referred to the committee of the whole, and

Made the Order of the Day for Monday next.

Mr. Edwards, from the committee on Seminaries, School Lands and Education, to which had been referred bills of the following titles, viz:

"An act for the distribution of the school and seminary fund amongst the several counties of the State, and to provide for the application of the interest to common school purposes," and

"An act to establish free schools throughout the state,"

Severally reported the same back without amendment; and thereupon,

On motion of Mr. Edwards,

Said bills were

Referred to the same committee of the whole, to which had been referred a bill from the House of Representatives, for

Distributing the school fund among the several counties.

Mr. Vance, from the select committee to which had been referred the bill from the House of Representatives, entitled

"An act to encourage the killing of wolves,"

Reported the same back without amendment.

Mr. Weatherford moved to adjourn until 2 o'clock, P. M.

Which was not agreed to.

Mr. Bond moved to adjourn.

Which was decided in the negative; whereupon,

The question being put upon the passage of said bill,

It was decided in the affirmative.

Ayes 21, and noes 15.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Butler, Hackelton, Herndon, Lane, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Reilley, Ross, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope and Wood.

In the negative—

Messrs. Allen of McLean, Bond, Browning, Craig, Edwards, Fletcher, Hacker, Hamlin, Mills, Murray, O'Rear, Pruyne, Stadden, Weatherford and Mr. Speaker.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

The bill entitled,

"An act appropriating the residue of the Vermilion Saline Lands to the county of Vermilion, for the purpose of building a bridge across the Big Vermilion river,"

Was read a second time, and
On motion of Mr. Parker,
Referred to a select committee.

Ordered, That Messrs. Parker, Vance and Whiteside of Pope be that committee.

The bill from the House of Representatives entitled
"An act to incorporate the town of Upper Alton,"

Was read a second time, and

Ordered To a third reading.

The bill from the House of Representatives entitled

"An act to locate a state road from Carlinville in Macoupin county,
to Greenville in Bond county,"

Was read a second time, and

On motion of Mr. Borrough,

Referred to a select committee.

Ordered, That Messrs. Borrough, Craig and McLaughlin be that committee.

The bill from the House of Representatives, entitled

"An act to locate a state road from a point on the Mississippi river
opposite Burlington to Farmington in Fulton county,"

Was read a second time, and

On motion of Mr. Butler,

Referred to a select committee.

Ordered, That Messrs. Butler, Hackelton and Owen be that committee.

Mr. Speaker having announced that the Senate were about to proceed to the consideration of Executive business, the doors were closed, and

On opening the doors,

The bill from the House of Representatives, entitled

"An act to alter and re-locate a part of the state road leading from
Jacksonville to Springfield,"

Was read, and

Ordered To a second reading.

The bill from House of Representatives,

"For incorporating the Quincy, Jacksonville and Springfield Turnpike Company,

Was read, and

Ordered To a second reading.

On motion of Mr. Ross,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Ross, Browning and Herndon be that committee.

The bill from the House of Representatives,

For locating a state road from Ottawa north to the state line.

Was read, and

Ordered To a second reading.

On motion of Mr. Stadden.

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

On motion of Mr. Maxwell,

Referred to a select committee.

Ordered, That Messrs. Maxwell, Stadden and Mitchell be that Committee.

The bill from the House of Representatives, entitled

"An act to locate a state road therein named and for other purposes,"

Was read, and

Ordered To a second reading.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Noel, Warren and Allen of Greene be that committee.

On motion of Mr. Thomas,

The report made by the committee on Roads and Canals, of the House of Representatives, to that House, and sent to the Senate in pursuance of their request,

Was referred to the committee on Canals and Canal Lands.

Mr. Bond, on leave given, introduced a bill, entitled

"An act for the benefit of a person therein named,"

Which was read, and

ORDERED, To a second reading.

On motion

The Senate adjourned.

MONDAY, February 13, 1857.

The Senate met pursuant to adjournment.

A message from the Governor by Mr. Field Secretary of State—

MR. SPEAKER:

I am directed by the Governor to deliver to the Senate a communication in writing.

And he withdrew.

A message from the Council of Revision by Mr. Owings their Secretary—

MR. SPEAKER:

The Council of Revision have approved of bills of the following titles, viz:

"An act to amend an act to regulate the apprehension of offenders and for other purposes—approved February 6th, 1827,"

"An act to compensate the several persons for labor done, materials furnished, and cash advanced on the new state house,"

"An act to incorporate the Monroe Mining, Manufacturing and Exporting Company,"

"An act to incorporate the Trustees of Peoria Academy," and

"An act forming a Justices' district in the county of Edgar."

And he withdrew.

Mr. Hamlin, from the select committee to which had been referred the petition of sundry citizens of Putnam county for the incorporation of a company to construct a rail road from Peru to Rock Island,

Reported a bill entitled

"An act to incorporate the Illinois and Rock Island Rail Road Company,"

Which was read, and

Ordered To a second reading.

Mr. Borrough, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to locate a state road from Carlinville in Macoupin county to Greenville in Bond county,"

Reported said bill back with an amendment,

Which was read and

Concurred in, and said bill was

Ordered To a third reading as amended.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled bills of the following titles, viz:

"An act to re-locate a certain state road,"

"An act vacating a part of a state road therein named,"

"An act to locate a state road from John Orrender's in Marion county to Elijah Nelson's in Clay county,"

"An act to legalize the sales of sections 16, in township 10 north, of ranges 11 and 13 west, in Greene county,"

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables, and Surveyors in Madison and other counties,"

"An act for the erecting a Recorder and Clerk's office in Sangamo county,"

"An act authorizing John Reese and John Ferguson to erect a mill dam across Robinson's creek,"

"An act relative to section 16, township 17 north, of range 9 west of the third principal meridian,"

"An act to incorporate the Knox Manual Labor College,"

"An act to locate a state road from Washington in Tazewell county to Columbia in Putnam county,"

"An act to provide for the election of additional Justices of the Peace and Constables in the counties of Warren and Knox,"

"An act to locate a state road from Equality to Vienna,"

"An act declaring the road leading from Peoria to Knoxville a state road," and

"An act to encourage the killing of wolves."

Mr. Hackelton afterwards, from the same committee,

Reported that on this day they had laid the above-mentioned bills before the Council of Revision.

Mr. Allen of Greene, from the select committee to which had been referred the petitions of sundry citizens of the town of Greenfield praying for an act of incorporation,

Reported a bill entitled

"An act to incorporate the town of Greenfield in Greene county,"

Which was read, and

Ordered To a second reading.

Mr. Wight, from the select committee to which had been referred the bill from the House of Representatives entitled

"An act to incorporate the Mississippi and Rock river Canal Company,"

Reported the same back without amendment.

Ordered, That said bill be read a third time.

Mr. Turney, on leave given, introduced a bill entitled

"An act to aid and expedite the construction of rail roads in this state,"

Which was read, and

Ordered To a second reading.

Mr. Parker, on leave given, introduced a bill entitled

"An act to distribute the surplus revenue of this state and for other purposes,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill was now read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Noel, Parker, and Weatherford be that committee.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills of the following titles, viz:

"An act to change a state road therein named," and

"An act to alter the name of William Lock."

They have concurred in the amendments of the Senate to the bills from the House of Representatives entitled

"An act to incorporate the Pekin Hotel Company," and

"An act to incorporate the Stonington College of Illinois."

And he withdrew.

Mr. Maxwell, on leave given introduced a bill entitled

"An act to incorporate the Pike Manufacturing Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and

Said bill was read a second time by its title, and

Referred to a select committee,

Ordered, That Messrs. Maxwell, Ross, and Butler be that committee.

Mr. Pruyn, on leave given introduced a bill entitled

"An act to incorporate the Wabash Rail Road Company,"

Which was read, and

Ordered To a second reading.

Mr. Vance, on leave given, introduced a bill entitled

"An act to amend an act to incorporate the Quincy and Wabash Rail Road Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Vance, Fletcher, and Browning be that committee.

Mr. Maxwell, on leave given, introduced bills of the following titles, viz:

"An act to encourage the circulation of money,"

"An act for certain purposes," and

"An act to &c."

Which were severally read, and

Ordered To a second reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with, and

Said bills were severally read a second time by their titles, and

Referred to a select committee.

Ordered, That Messrs. Maxwell, Herndon, and Murray be that committee.

Mr. McLaughlin, on leave given, introduced bills of the following titles, viz:

"An act to alter a certain state road in Fayette county,"

"An act to regulate divorces," and

"An act to incorporate the Kaskaskia river Exporting Company,"

Which were severally read, and

Ordered To a second reading.

On motion of Mr. McLaughlin,

The rule of the Senate was dispensed with, and

Said bills were severally read a second time by their titles, and

Referred to a select committee.

Ordered, That Messrs. McLaughlin, Wood, and O'Rear be that committee.

Mr. Ross, on leave given, introduced a bill entitled

"An act to legalize the sale of school lands in Pike county,"

Which was read and

Ordered To a second reading.

Mr. Servant, on leave given, introduced a bill entitled

"An act to incorporate the Wabash Manufacturing and Exporting Company,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Servant,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered That Messrs. Servant, Mills, and Vance be that committee.

Mr. Fletcher, on leave given, introduced bills of the following titles, viz:

"An act to incorporate the Edinburgh Manufacturing Company" and

"An act entitled an act to incorporate the Springfield and Jacksonville Rail Road Company,"

Which were severally read, and

Ordered To a second reading.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with, and

Said bills were severally read a second time by their titles, and

Referred to a select committee.

Ordered, That Messrs. Fletcher, Ross, and Mills be that committee.

Mr. Hacker, on leave given, introduced a bill entitled

An act to attach a part of Gallatin county to Franklin county, and for other purposes,"

Which was read, and

ORDERED To a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Hacker, Parrish, and Gatewood be that committee.

Mr. Gatewood, on leave given, introduced bills of the following titles, viz:

"An act to lay out a state road from Shawneetown to Equality,"

"An act to reduce the pay of members of the Legislature, and to correct extravagant disbursements of the public money,"

"An act to incorporate the Gallatin Academy,"

"An act to establish county seminaries and to promote the general cause of common school education,"

"An act making appropriations on the road from Ford's ferry by way of Equality to Carlyle and Nashville," and

"An act to incorporate the company therein named,"

Which were severally read, and

ORDERED To a second reading.

Mr. Hackelton, on leave given, introduced a bill entitled

"An act to incorporate the companies therein named,"

Which was read, and

ORDERED To a second reading.

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Hackelton, Pruyne, and Butler be that committee.

Mr. Pruyne, on leave given, introduced bills of the following titles, viz:

"An act to locate a certain state road and for other purposes," and

"An act for the benefit of the persons therein named,"

Which were severally read, and

ORDERED To a second reading.

On motion of Mr. Pruyne,

The rule of the Senate was dispensed with, and

Said bills severally read a second time by their titles, and

Referred to a select committee.

ORDERED, That Messrs. Pruyne, Browning, and Mitchell be that committee.

Mr. Hamlin, on leave given introduced a bill entitled

"An act to locate a state road from Princeton to Pawpaw Grove,"

Which was read, and

ORDERED To a second reading.

Mr. Ross, on leave given, introduced a bill entitled

"An act to provide for the safe keeping of the surplus revenue,"

Which was read, and

ORDERED To a second reading.

Mr. Stadden, on leave given, introduced bills of the following titles, viz:

"An act to incorporate the Central Branch and Webster Rail Road Company," and

"An act authorizing James Day to build a bridge across the Illinois river,"

Which were severally read, and

Ordered To a second reading.

Mr. Stadden, on leave given, introduced a bill entitled

"An act to incorporate the Starved Rock Manufacturing Company,"

Which was read and

Ordered To a second reading.

On motion of Mr. Stadden,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Stadden, Craig, and Owen be that committee.

Mr. Servant, on leave given, introduced a bill entitled

"An act to put more money into the pockets of the people than you take out,"

Which was read, and

Ordered To a second reading.

Mr. Hamlin, on leave given introduced bills of the following titles, viz:

"An act to incorporate the Peoria Manufacturing and Exporting Company," and

"An act to change a certain state road and for other purposes,"

Which were severally read, and

Ordered To a second reading.

Mr. Hacker, on leave given, introduced a bill entitled

"An act to reduce the premium on wolves' scalps,"

Which was read, and

Ordered To a second reading.

Mr. Wight, on leave given, introduced bills of the following titles, viz:

"An act to increase the fees of the sheriffs and other officers therein named in the county of Jo Daviess,"

"An act to incorporate the College of Galena,"

Which were severally read, and

Ordered To a second reading.

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and

Said bills severally read a second time by their titles, and

Referred to a select committee.

Ordered That Messrs. Wight, Lane, and Hamlin be that committee.

Mr. Thomas, on leave given introduced bills of the following titles, viz:

"An act concerning the jurisdiction of Justices of the Peace, and regulating proceedings upon appeals, in certain cases,"

"An act concerning the terms of the Circuit Courts in this state,"

"An act to incorporate the persons therein named,"

"An act to limit the powers of incorporated towns,"

"An act to regulate and reduce the fees of clerks, sheriffs, judges of probate, and other officers,"

"An act concerning public roads, and for other purposes,"

"An act to require the Governor to reside at the Seat of Government and to provide an executive office and for other purposes," and

"An act concerning evidence in certain cases,"

Which were severally read, and

***Ordered* To a second reading.**

Mr. Parker, on leave given introduced bills of the following titles, viz:

"An act to amend an act entitled an act concerning minors, orphans, and guardians," and

"An act making certain appropriations to the county of Coles to build certain bridges therein named, and for other purposes,"

Which were severally read, and

***Ordered* To a second reading.**

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and

Said bills read a second time by their titles, and

Referred to a select committee.

***Ordered,* That Messrs. Parker, Thomas, and Borrough, be that committee.**

On motion of Mr. Servant,

The bill for incorporating the Chester, Nashville, and Pinckneyville Rail Road Company, which had been laid on the table,

Was taken up, and,

***Ordered* To be engrossed for a third reading.**

Mr. Weatherford, on leave given, introduced bills of the following titles, viz:

"An act to amend an act incorporating the Jacksonville and Waverly Rail Road Company," and

"An act to abolish the county of Calhoun, and for other purposes,"

Which were severally read, and

***Ordered* To a second reading.**

On motion of Mr. Allen of Greene,

The rule of the Senate was dispensed with, and

Said bills were read a second time by their titles, and

On motion of Mr. Weatherford,

Referred to a select committee.

***Ordered,* That Messrs. Weatherford, Allen of Greene, and White-side of Pope be that committee.**

Mr. Allen of M'Lean, on leave given, introduced bills of the following titles, viz:

"An act to locate a state road from Decatur *via* Edinburgh to Alton," and

"An act defining the limits of Macon county,"

Which were severally read, and

Ordered To a second reading.

Mr. Whiteside of Monroe, on leave given, introduced bills of the following titles, viz:

"An act to define the duties and fix the compensation of county surveyors," and

"An act to incorporate the Carrollton Steam Mill Manufacturing Company,"

Which were severally read, and

Ordered To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and

Said bills were severally read the second time by their titles, and

Referred to a select committee.

Ordered, That Messrs. Turney, Whiteside of Monroe, and Warren be that committee.

Mr. Mitchell, on leave given, introduced a bill entitled

"An act to locate a state road from Cleaveland in Tazewell county to Versailles in McLean county,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Mitchell,

The rule of the Senate was dispensed with, and

Said bill read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Mitchell, Allen of McLean, and Herndon, be that committee.

Mr. Lane, on leave given, introduced a bill entitled

"An act to attach a part of Union county to Franklin county, and for other purposes,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Lane,

The rule of the Senate was dispensed with, and

Said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Lane, Hacker, and Gatewood be that committee.

Mr. Parrish, on leave given, introduced a bill entitled

"An act to attach part of the county of Union to the county of Jackson, and for other purposes,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Parrish,
The rule of the Senate was dispensed with, and
Said bill read a second time by its title, and
Referred to a select committee.

Ordered, That Messrs. Parrish, Hacker, and Lane be that committee.

Mr. Craig, on leave given, introduced a bill entitled
"An act making an appropriation to build a bridge across the East Fork of Shoal Creek, in Montgomery county,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Craig,
The rule of the Senate was dispensed with, and
Said bill read a second time by its title, and
Referred to a select committee.

Ordered, That Messrs. Craig, McLaughlin, and Edwards be that committee.

Mr. Noel, on leave given, introduced a bill entitled

"An act appropriating the unappropriated proceeds of the Vermilion Salines Lands for the purposes therein named,"

Which was read and

Ordered To a second reading.

On motion of Mr. Noel,
The rule of the Senate was dispensed with, and
Said bill read a second time by its title, and
Referred to a select committee.

Ordered, That Messrs. Noel, Fletcher and Reilley, be that committee.

Mr. Owen, on leave given, introduced a bill entitled

"An act concerning the county of Hancock and other purposes,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Owen,
The rule of the Senate was dispensed with, and
Said bill was read a second time by its title, and
Referred to a select committee.

Ordered, That Messrs. Owen, Butler and Hackelton, be that committee.

Mr. Wood, on leave given, introduced a bill entitled

"An act declaring the road from Covington in Washington county by Nashville to Pinckneyville in Perry county a state road,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Wood,
The rule of the Senate was dispensed with, and
Said bill read a second time by its title, and
Ordered To be engrossed for a third reading.

Mr. Parrish, on leave given, introduced a bill entitled
 "An act concerning the State Treasury, and for other purposes,"
 Which was read, and
Ordered To a second reading,
 Mr. Lane, from the select committee to which had been referred the
 "Petition of sundry citizens of Hamilton county, praying that certain persons therein named may be incorporated to erect a Steam Mill in said county,"
 Reported a bill entitled
 "An act to incorporate the Rector Steam Mill Company in Hamilton county,"
 Which was read, and
Ordered To a second reading.
 Mr. Mills, on leave given, introduced a bill entitled
 "An act for the removal of the seat of Justice of White county, and for other purposes,"
 Which was read, and
Ordered To a second reading.
 On motion of Mr. Mills,
 The rule of the Senate was dispensed with, and
 Said bill now read a second time by its title.
 Mr. Mills moved to refer the said bill to the committee of the whole and make it the order of the day for Wednesday next,
 Which was not agreed to.
 The question then recurring upon ordering said bill to be engrossed for a third reading.
 It was decided in the negative,
 On motion,
 The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Noel introduced the petition of sundry citizens of Edgar county praying an amendment of the act of 1st March, 1833, relative to common schools; which was,
 On his motion,
 Referred to the committee on the Judiciary.

A message from the House of Representatives by Mr. Prickett, their clerk.

MR. SPEAKER:

The House of Representatives are now ready to receive the Senate in the Hall of the House for the the purpose of proceeding to the election of Judges of Probate in those counties in which vacancies exist.

And he withdrew.

Whereupon, the Hon. the Senate, preceded by Mr. Speaker, repaired to the Hall of the House of Representatives for the purpose of electing Judges of Probate for those counties in which vacancies in that office existed; and then Mr. Bond of the Senate and Mr. English of the House of Representatives having been appointed tellers, the two Houses proceeded to elect by joint ballot, a Judge of Probate for Adams county, when the vote stood thus—

For William G. Flood,	83
Carlo M. Wood,	12
Scattering,	5

Mr. Flood, having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected Judge of Probate for the aforesaid county of Adams.

The two Houses then proceeded by joint ballot to elect a Judge of Probate for Ogle county, when the vote stood thus—

For John Phelps,	62
Smith Galbreath,	44
Scattering,	4

Mr. Phelps, having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected Judge of Probate for Ogle county.

The two Houses then proceeded to elect, by joint ballot, a Judge of Probate for Winnebago county, when the vote on the first ballot stood thus—

For Milton Kilbourn,	52
Daniel H. Whitney,	53
Scattering,	8

No person having received a majority of all the votes given, the two Houses proceeded to ballot a second time, when the vote stood thus—

For M. Kilbourn,	55
D. H. Whitney,	52
Scattering,	6

No person having yet received a majority of all the votes given, the two Houses proceeded to ballot a third time, when the vote stood thus—

For M. Kilbourn,	56
D. H. Whitney,	48
Scattering,	9

No person having yet received a majority of all the votes given, the two Houses proceeded to ballot a 4th time, when the vote stood thus—

For M. Kilbourn,	50
D. H. Whitney,	33
Scattering,	25

No person having yet received a majority of all the votes given, the two Houses proceeded to ballot a fifth time, when the vote stood thus—

For M. Kilbourn,	50
D. H. Whitney,	31
Scattering,	25

No person having yet received a majority of all the votes given, the two Houses proceeded to ballot a sixth time, when the vote stood thus—

For M. Kilbourn,	33
Germanicus Kent,	30
William E. Dunbar,	18
Scattering,	29

No person having yet received a majority of all the votes given, the two Houses proceeded to ballot a 7th time, when the vote stood thus—

For Milton Kilbourn,	70
Scattering,	29

Milton Kilbourn having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected Judge of Probate for the county of Winnebago; and thereupon,

The Hon. the Senate returned to their chamber, and

On motion,

Adjourned.

TUESDAY, Feb. 14, 1837.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of a bill entitled

“An act to locate a state road from Nashville in Washington county to Equality in Gallatin county,”

As amended by them,

In which amendments they ask the concurrence of the Senate.

They have also concurred with the Senate in the adoption of the memorial to Congress on the subject of granting pre-emption rights on public lands.

And he withdrew.

Mr. Allen of McLean, from the select committee to which had been referred the bill from the House of Representatives entitled,

"An act to locate a state road from Pekin to Paris,"

Reported said bill back with an amendment,

Which was read and thereupon

On motion of Mr. Noel,

The said bill and proposed amendment were re-committed to a select committee.

Ordered, That Messrs. Noel, Allen of McLean, and Thomas be that committee.

Mr. Ross, from the select committee to which was referred the bill for incorporating the Pike Manufacturing Company,

Reported the same back with an amendment,

Which was read, and

Concurred in.

And said bill

Ordered To be engrossed for a third reading.

On motion of Mr. Hacker,

The Senate resolved itself into a committee of the whole upon the bills for distributing the school funds among the several counties for establishing free schools throughout the state, and the bill from the House of Representatives for distributing the school fund among the several counties in this state,

Mr. Reilley in the chair, and

After some time spent therein,

Mr. Speaker resumed the chair, and

Mr. Reilley

Reported that the committee of the whole had, according to order, had said bills under consideration; had made some progress therein, and directed him to ask leave to sit again,

Which was granted, and thereupon,

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Borrough, from the select committee to which was referred the bill for making certain appropriations to the county of Coles to build certain bridges therein named, and for other purposes,

Reported the same back with an amendment,

Which was read, and

Concurred in, and said bill was

Ordered To be engrossed for a third reading as amended.

Mr. Owen, from the select committee to which was referred the bill from the House of Representatives for locating a state road from Meredosia to Walsaw,

Reported the said bill back with an amendment,

Which read, and

Concurred in; and

Ordered To a third reading as amended.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives do not concur in the amendment of the Senate to the bill from the House of Representatives entitled

"An act allowing compensation to judges and clerks of elections in certain cases,"

And he withdrew.

On motion of Mr. Hacker,

The Senate again resolved itself into a committee of the whole upon the several bills for distributing the school funds among the several counties, and establishing free schools throughout the state.

Mr. Reilley in the chair, and

After some time spent therein,

Mr. Speaker resumed the chair, and

Mr. Reilley

Reported that the committee of the whole had, according to order, had said bills under consideration, had made some progress therein, and directed him to ask leave to sit again,

Which was granted.

Mr. Hackelton, from the committee on enrolled bills reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road therein named,"

"An act to locate a state road from Waterloo in Monroe county to Nashville in Washington county,"

"An act relative to certain school lands in the county of Fulton,"

"An act to incorporate the Carthage Female High School and Teachers' Seminary," and

"An act to authorize George W. Dale and others to build a toll bridge across the Little Calumet," and

Mr. Hackelton afterwards, from the same committee,

Reported that on this day they laid the above-mentioned bills before the Council of Revision.

On motion

The Senate adjourned.

WEDNESDAY, February 15, 1857.

Senate met pursuant to adjournment.

Mr. Vance from the select committee to which was referred the bill entitled

"An act appropriating the residue of the Vermilion Saline Lands to the county of Vermilion for the purpose of building a bridge across the Big Vermilion river,"

Reported said bill back without amendment, whereupon

Mr. McLaughlin moved

That it be re-committed to a select committee,

Which was not agreed to.

Ordered, That the bill be engrossed for a third reading.

Mr. Noel, from the select committee to which was referred the bill from the House of Representatives entitled

"An act to locate a state road therein named, and for other purposes,"

Reported the same back with sundry amendments,

Which was read, and

Concurred in.

Ordered, That the bill be read a third time as amended.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill read a third time by its title, and

Passed as amended

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

Mr. Maxwell, from the select committee to which was referred the bill entitled

"An act for an act &c.,"

Reported the said bill back with an amendment, and

On motion of Mr. Maxwell,

The said bill and proposed amendment were

Laid on the table.

Mr. Gatewood, from the committee on the judiciary to which was referred the bill for incorporating the city of Chicago,

Reported said bill back with sundry amendments

Which were read, and

Concurred in, and said bill was

Ordered To be engrossed for a third reading as amended.

The engrossed bill entitled

"An act relating to the improvement of the Saline river, and for the purpose of preserving the same,"

Was read the third time, and

On Motion of Mr. Parrish,

Referred to a select committee.

Ordered, That Messrs. Parrish, Gatewood, and Whiteside of Pope be that committee.

Mr. Thomas, from the committee on canal and canal lands made the following

R E P O R T :

The committee on canal and canal lands, to which was referred the message of the Governor transmitting the annual report of the Canal Commissioners; also, a report of the committee on roads and canals of the House of Representatives, have had the various matters submitted to them under consideration, and submit the following as the result of their deliberations.

From the examination of those documents it will be seen, that the questions presented for consideration naturally bring before the committee inquiries touching the whole course of many years' legislation upon the subject of the canal. Questions which ought long since to have been investigated, and definitely settled, and which it must be presumed, have been fully considered and decided upon by previous legislative bodies, are again presented with the view of an almost entire change and total reversion of all previous legislative action. The committee have not thought proper to assume the correctness of the policy and measures heretofore adopted without investigating the facts and reasons urged in favor of the change. In proceeding to the investigation of this subject, the committee will endeavor to divest themselves of all prejudice in favor of preconceived opinions, growing out of previous action in their legislative capacity upon the same subject. It is deemed proper, however, to state, that in the opinion of the committee, it is incumbent upon those urging and proposing changes of action upon a subject of such vast importance, to show that such changes are practicable, and are consistent with the public faith, and the character and dignity of the state. The first change proposed by the committee of the House is upon the summit division of the canal line, thirty two miles in extent.

The proposition is to adopt the high level, as run by Mr. BUCKLIN, ten feet above the surface of Lake Michigan, using the Calumic and Des Plaines rivers for feeders.

The second is, to substitute the improvement of the Illinois river, from the foot of the rapids to the head of Lake Juliet, for steam navigation by means of locks and dams.

The two propositions, and the reasons urged in favor of their adoption will be examined. Before proceeding to this examination, however, it is deemed proper to state, that the committee, desirous of obtaining and furnishing to the Senate all information attainable at this place, appointed a sub-committee, consisting of Messrs. THOMAS and STADDEN, to prepare questions, and obtain answers from such persons as were supposed to be in possession of information of a character to be relied on. That committee submitted questions to the State Canal Commissioners, Edward Smith, Samuel Hackelton, Joel Manning, Dr.

Madden, and Lt. Burnet. The questions, and the reply of the Canal Commissioners, and Messrs. Smith, Hackelton, Manning, and Burnet, are appended to this report. Mr. Smith declines answering the questions propounded; Dr. Madden has furnished no reply. It has not been thought necessary to resort to compulsory means to obtain answers, for the reason, that there might be a seeming impropriety in calling upon members of the General Assembly to give evidence in reference to the questions under consideration, and no question would have been asked of any member, if it had not appeared, from the testimony taken by the committee of the House, that the members referred to had testified, or furnished statements before that committee.

The reasons urged by the committee of the House in favor of the first change proposed, are: First, the large sum which the canal will cost upon the present plan; secondly, the length of time required for its completion; third, the difficulties of construction; and, fourth, that a better plan can be adopted.

All of these reasons, except the last strike at the root of the project, and have been often urged against the policy of engaging in a work of such magnitude, and it is to be regretted that the committee did not turn its attention more particularly to the last reason, because, unless it can be made to appear that the change proposed by the committee is practicable, the arguments with reference to cost, to time, and to difficulties of construction, must have their full weight against proceeding further with the canal.

If the fact can be established, that a canal 'much less expensive, equally ample, and securing all the advantages and accommodations which could be obtained from the deep cutting,' can be constructed upon the plan proposed by the committee of the House, there will be no ground or point left for disputation. No citizen of Illinois would be found contending against the adoption of such a plan. If, on the contrary, the plan proposed is impracticable, no one desiring the completion of the canal would be willing to abandon the present plan for such reasons as are urged against it.

It is a source of deep regret, that local and sectional interests of recent origin, should be made to operate upon a question of such vital importance to the character, dignity, and faith of the state. A spirit of rivalry is perhaps inseparable from the existence of towns and villages, whose inhabitants imagine that the prosperity of one would be the downfall of the others. Yet whenever such a spirit shall attempt to exert an influence upon legislative action, upon measures involving both state and national policy, it ought to be met by the representatives of the people, with the requisite firmness to destroy its influence, and put to shame those who have attempted to use it.

In the examination of the questions now under consideration, the committee will first review the legislative action bearing upon this point. In 1823, an act was passed organizing a board of Commis-

sioners, to consider, devise and adopt the measures requisite to effect the communication by canal and locks between the navigable waters of the Illinois river and Lake Michigan. Five distinguished citizens of the state were constituted the board. An examination and survey were executed under their direction, by Messrs. Paul and Post, both of whom stood high as men of science, talents, and integrity.

In January, 1829, an act was passed by which a board of Canal Commissioners was organized, who were required to locate the canal to effect a navigable communication between Lake Michigan and the Illinois river. The canal to be at least 40 feet in width at the summit of the water line, 28 feet wide at the bottom, and of sufficient depth to contain at least four feet water; and to be furnished with such locks, aqueducts, and dams, as might be required to secure a safe and convenient navigation for boats at least 75 feet long, 13½ feet wide, and drawing three feet water. No point is fixed in either of those acts for the termination or the commencement of the canal; nor was any direction given as to the waters to be used for feeders.

In 1831, the act last referred to was amended, and an examination was required to be made of the Illinois river, from the mouth of Fox river down to the head of steam boat navigation, with the view of ascertaining whether the Illinois river could be improved by dams and locks, or otherwise, so as to secure its navigation as far upwards as the mouth of Fox river. An examination was also required of the Calumet river to ascertain its probable sufficiency as a feeder for that part of a canal between the Chicago and Des Plaines rivers. In 1832-3, after an ineffectual attempt to change the character of the improvement, from a canal to that of a rail way, the board of canal commissioners was abolished, and all further progress of the work suspended. In 1834-5, another act was passed which provided that 'the canal shall not be less than 45 feet wide at the surface, 30 feet at the base, and of sufficient depth to ensure a navigation of at least four feet, to be suited for ordinary canal boat navigation, to be supplied with water from Lake Michigan and such other sources as the canal commissioners may think proper.' No point of termination is fixed by this act. The act of 9th January, 1836, under which the late canal commissioners acted, provides that the canal 'shall commence at or near the town of Chicago, on canal lands, and shall terminate near the mouth of the Little Vermilion, in La Salle county, and on land owned by the state.' These acts of the Legislature are referred to, in order to present before the Senate, in one view, the real points in controversy, and to show the reasons upon which the opinion is expressed, that those who propose changes in the action of the Legislature, are bound to show that such changes are practicable, and consistent with proper regard to the interest of the state. It may here be remarked, that an examination of the various laws will show, that the provisions upon the point now under consideration, were not adopted by accident and without design. The committee of the House, in order to prove the practicability of the

change proposed, have made calculations as to the quantity of water required to supply such a canal as is proposed to be constructed, and at page 19 of their report say: 'Your committee feel assured that not only a sufficient quantity of water for all the purposes of the canal can be procured from these two sources, (the Calamic and Des Plaines) but that a large surplus will still remain.'

No member of your committee having sufficient knowledge of the science of engineering to risk his own judgment upon this question in opposition to the published opinions of gentlemen of acknowledged scientific information, they are compelled to rely upon the opinions of others, in whose judgment they have confidence. Mr. Bucklin, well known to the public, having recently arrived at this place, the chairman of the committee addressed a note to him which together with the reply is as follows:

VANDALLA, FEB. 8, 1837.

MR. J. M. BUCKLIN:

SIR—I am engaged as chairman of a committee of the Senate, investigating the questions which have recently arisen in regard to the change in the plans in constructing the Illinois and Michigan canal, and particularly the questions in relation to the abandonment of the project of supplying the canal with water from the Lake, and resorting to the Calamic. Not being an engineer, nor familiar with the calculations in relation to the quantity of water required to supply a canal of the size contemplated, I take the liberty of asking your assistance, and request the favor of you to review the calculations heretofore made by yourself and others in reference to the quantity of water in the Calamic, and to state the quantity required for the canal as at present proposed to be constructed. You will also state if there is any thing peculiar in the character of the country, to justify the erecting of a canal without providing the usual quantity of water for evaporation and leakage. All the documents except the report made by you in 1830 will be furnished if desired.

Very respectfully,

Your obedient servant,

WM. THOMAS,

Chairman of the committee on canals, &c.

The following is Mr. Bucklin's reply:

SIR—It will give me great pleasure to afford you any information that I may possess in relation to the interesting subject which you have before you. I can, however, do little more than recapitulate the information that has been derived from various sources respecting it.

The river Des Plaines was gauged, at Laughton's ford, by Messrs. Post and Paul, in the first survey that was ever made of the route of the Illinois and Michigan canal; and the discharge found to be 72,000 cubic feet per hour. They also gauged it at the Cache island, 18 miles below, when they ascertained the discharge to be 117,000 cubic feet per hour. In October, 1829, it was gauged by Dr. Howard, U. S. Civil

Engineer, who places the discharge at 96,480 cubic feet per hour. At the same place, (Laughton's ford) it was again gauged by Messrs. Harrison and Guion, on the 8th August, 1830, and found to discharge 54,504 cubic feet per hour. In the month of October, of the same year, I found the discharge to be 60,000 cubic feet per hour. The Calumet river was gauged by me in the month of September, 1830, and the discharge estimated at 320,000 feet per hour. It was also gauged by Mr. Guion, assistant Civil Engineer, in the service of the United States, about the same time, and the discharge placed by him at 1,033,000 cubic feet per hour. It may be proper to remark here that the fall of 1830 was a season of extraordinary drought.

On the Erie canal in the state of New York, the supply not being very abundant in some parts of it, great care was taken to ascertain the quantity of water required to supply the evaporation and leakage in dry seasons, and it was determined by experiment that on the middle and western divisions, 100 cubic feet per minute per mile, was a safe estimate, 'with proper care in guarding against the waste of water.' On the eastern division 125 cubic feet was required. On the canals in the state of Ohio, 100 cubic feet per minute was adopted as the minimum; and in the state of Indiana, it has since been adopted as a standard in estimating the supply required for a canal of 40 feet surface and four feet depth of water, except in one instance, where the canal passes through an uncommonly wet region of country.

The allowance of 100 cubic feet per mile per minute for evaporation and filtration was assumed by me as the basis of all calculations in deliberating the minimum quantity of water to be provided for the Illinois and Michigan canal.

The surface of the canal as at present proposed to be constructed, is 60 feet, and bears the proportion of one and a half to one to the surface of the canal as at first proposed. The depth of water is now six feet whereas it was formerly four feet, consequently, the pressure of water being as the squares of the heights, and the leakage nearly as the square roots of the heights, the pressure will be more than doubled, and the leakage (taking into calculation the great surface) increased in proportion of one and a half to one. The quantity of water, then, that will be required to supply the evaporation and leakage in a canal of the dimensions proposed, will be 150 cubic feet per minute per mile; and with reference to the peculiar character of the country through which the canal passes, I know of nothing which would justify a departure from the established rule, in regulating the supply of water. It is true, the upper level is situated in a very wet county, but the levels below dependant upon the summit for water, are located on ground very badly calculated to retain it, and it is possible that more than the ordinary supply may be required.

If the project of supplying the canal from Lake Michigan be abandoned, and the high level resorted to, the length of canal, including feeders, to be supplied with water on the upper level is 56 miles, which

will require 8,407 cubic feet per minute to supply the evaporation and leakage, and a further supply of 2112 for lockage, making in all a minimum supply of 10,512 cubic feet per minute.

Very respectfully,

Your obedient servant,

J. M. BUCKLIN.

Aside from the fact, that according to the most authentic information, the Calimic and Des Plaines do not afford sufficient water for the use of the canal, it is an admitted fact that the Calimic takes its rise in Indiana. From the latest maps it appears to bend through the corner of Illinois, and pass into the Lake near the state line. It is contended by some, that it formerly passed into the Lake in Indiana; it is however certain that the state of Indiana may use the water of the river, to the exclusion of Illinois. The committee are not advised of any improvement projected by the state of Indiana, requiring the use of this river. But the testimony of Lieutenant Burnett herewith submitted, although not conclusive, tends strongly to prove, that a company incorporated by the state of Indiana have projected a canal, which will require the use of at least half the water of that stream.

Upon the point now under consideration, the committee have arrived at the following conclusions:

1st. That the Calimic and Des Plaines do not afford sufficient water for the use of the canal.

2d. That if they did, it would not be prudent or safe to rely upon the Calimic.

In arriving at these conclusions, the committee have relied upon the evidence referred to, consisting of extracts from Reports and other authentic documents. It must be evident to all those who have given the subject any examination, that the point on the Calimic where it is proposed to take the water is *below* the the summit of the canal line, and only 2 feet 8 1/2-100 above the level of the Lake. The erection of a dam across the Calimic would therefore, be absolutely necessary, the effects and consequences of which, cannot with any certainty, be calculated or ascertained. One effect would doubtless be, the overflowing of an immense tract of country, and a consequent loss of water by evaporation, absorption, &c.

The committee would gladly forego the labor of investigating the other reasons urged by the committee of the House, in favor of the Summit Division of the canal, but having arrived at a different conclusion from that committee, in regard to the cost of the canal, it may be considered their duty to state to the Senate the facts and reasons upon which their opinion is formed. Your committee feel no disposition to engage in the controversy which seems to be unnecessarily started as to the correctness of the estimates of the Engineer. They have no feeling or interest, prompting them to such a course, and without any desire either to approve or condemn either party to this controversy, they intend only to bring before the Senate such facts as they have been

able to obtain, bearing upon that point. The estimates of the Engineer have been published, and whether they are too high or too low, would be matter of opinion if no facts were known to exist by which that opinion may be controlled or corrected. At page 4 of the report, the committee of the House say "the first Division of the canal commencing at Chicago and terminating at Lockport, is estimated by the chief Engineer, to cost on the present plan \$5,897,801 13. In this estimate of the Engineer your committee regret to say, that from facts developed during the investigation of the subject before them, they find themselves unable to concur, but are constrained to believe from the information elicited in reference to this division of the work, that the above sum is much less than will be actually required to complete the same, upon the plan proposed by the canal commissioners."

At page 5, after giving a copy of the estimates of the Engineer, the committee say, 'By referring to the above abstract it will be perceived that the item of Rock Excavation has all been estimated as coming within the denomination of Quarried Rock; whereas, all the information which your committee have been able to obtain upon that subject, tends to show most conclusively, that at least two thirds of this will fall under the class of solid rock excavation. If this be the fact, and that it is has been proved to the satisfaction of the committee, the whole amount as estimated by the Engineer must be greatly enhanced.'

From the foregoing extracts there is some difficulty in deciding whether the committee mean that the estimates are too low in reference to the work estimated, or that more work will be required, or that the work has not been properly classed. It may be inferred from reading the extracts, in connection with what is said at pages 6 and 7, that more work will be required than is estimated, and that the work estimated has not been properly classed. It is impossible for this committee to know what "facts were developed" or "information elicited" during the investigation before the committee of the House, except from what appears upon the face of the Report, or the testimony appended to it. These being examined, no "fact" or "information" is discovered upon which this committee can predicate an opinion. If the objection to the estimates be that the work required to be performed by the Engineer has been estimated too low, the answer to that objection will be found in the statement of the canal commissioners, (see answer to question one) that those estimates were based upon contracts already made and in the course of execution, and in this view of the subject, the answer is deemed sufficient. But if the objection applies to the classification of the work, that objection is also answered as far as such an objection can be answered at this time. From the very nature of things, it would seem to be impossible at this time to furnish conclusive testimony, as to the character of all the Rock required to be excavated. This question cannot be placed beyond all doubt, until further progress is made with the work. Testimony which will satisfy one of the existence or non-existence of a fact, might satisfy another of

the reverse of the proposition. The testimony referred to by the committee of the House upon this point, is too uncertain in its character to be relied on. It is the opinion of a witness no doubt honestly given, who did not and could not from the nature of things, possess sufficient knowledge upon the subject, to give him confidence in his own opinion, nor does he state sufficient facts to enable others to form an opinion. He does not state the number or situation of the places where he obtained the information—the thickness of the rock on or near the surface—the depth of excavation, the thickness of the rock at the bottom of the excavation, nor does he state that he has ever been engaged in excavating rock, so as to be able to form an opinion upon the subject. Contractors might have resorted to blasting for the purpose of loosening the strata when the rock was only six inches thick, and no fact is stated by the witness to rebut such a supposition. So far as information has been obtained from contractors upon this branch of the subject, the opinions of the Engineer and Canal Commissioners are fully sustained.

If the objections be considered with reference to omissions on the part of the Engineer to include in his estimates, items of necessary expenditure, not included, reference must be had to the report for a specification of those items. At page 6 of the report, it is objected that no estimate is made for cutting down a towing path; at page 7 no estimate is made for a *slope wall* from Chicago river to the Point of Oaks, seven and a half miles, and none made for a guard lock at the northern termination of the summit division: exception is also taken to the per cent. allowed for contingencies. At page 11 it is said that "many items of expense are known to exist," which have not been estimated by the Engineer or the committee.

The Committee will examine the exceptions in their order.

1st. In reply to the exception relating to the towing path. It is proper to remark that no reason is assigned in the report why it is deemed necessary to cut down such a path, and the answers of the Engineer to questions relating to this point, at page 27 of the report shows, that it is not proposed to cut the towing path down on the present plan; and that the expense of constructing the towing path is included in the estimates. Your committee cannot perceive any reason or use for such a path. The average depth of the cut being but eighteen feet, it is believed by lengthening the tow ropes, that no inconvenience will result from the horses travelling on the surface.

The second exception relates to the seven and a half miles of slope wall. The committee do not affirm or state that this slope wall will be necessary, nor do they express an opinion to that effect, except by estimating the cost of such a wall, and saying "of the necessity of which there can be but little doubt." Mr. Smith, whose statement is relied upon, gives no opinion upon the point, nor does Mr. Gooding, both of whom answered the same question; and the only difference between their answers consist in the difference of opinions expressed as to the extent of the wall. Mr. Gooding's answer favors the idea, that if a slope

wall should become necessary at all, it will be to protect the banks of the canal from the Chicago river to the Point of Oaks, and that the wall need be only one foot above top water line of the canal; whereas Mr. Smith thinks if a slope wall shall become necessary, it ought to be estimated to the natural surface of the earth. From the guarded manner, in which the question seems to have been framed, it might be supposed, that there was a view to obtain an admission of a fact, the existence of which had not been established; no admission or expression of opinion, however, was made by either of the witnesses. It is supposed by your committee, that no conclusive opinion can be formed in regard to this wall, until that part of the excavation shall be completed, and perhaps not until the completion of the whole canal. It is therefore deemed improper, at this time, to include in the estimate of the cost of the canal, any estimate for this wall.

The third exception relates to the guard lock at the northern termination of the canal. The committee say, that "the necessity of a guard lock has been admitted by the Chief Engineer himself, on his examination before your committee." Your committee will again repeat, that the questions involved in reference to the plan of the canal, ought not to be considered as questions of disputation between the Legislature and the Engineer, nor yet as a question between two rival cities or villages; and it cannot but be a source of deep regret, to every friend to the great interest of the State, that collateral, incidental and immaterial questions should be brought forward and made to operate upon the decision of an abstract proposition, involving in its consequences one of the most important projects ever attempted by any State in this Union. Your committee, judging from the nature of the case, are inclined to the opinion, that a guard-lock will be necessary at the northern termination of the canal, but whether an estimate has been made for this or not, or if not, the reason for the omission is not deemed of sufficient importance to be noticed in arguing a proposition of so much consequence to the State. As this committee understand the statement of estimates, it does not include specifically the cost of a guard-lock, nor purport to do so. What it will cost to make the lock, this committee have not ascertained, but judging from other estimates they suppose it will not cost any thing like the sum estimated by the committee of the House, and it may be, the sum allowed for contingencies will be sufficient to cover this item.

The fifth exception relates to the allowances for contingencies.—This item must necessarily depend upon the knowledge of the Engineer, of the character and cost of the work to be performed, and the confidence he may have in the character of the estimates made. It cannot be regulated by any general rule, unless that rule be adopted without reference to any given case. Your committee are therefore unwilling and unable to decide upon the sufficiency or insufficiency of the allowances made by the Engineer, with reference to this division of the work.

The sixth exception relates to "many items of expense known to exist," which have not been estimated by the Engineer or the committee. Your committee have already remarked, that no one of their number pretends to be skilled in the science of Engineering;—no one of them would be able to make out the particular items of expenditure in the construction of a canal, so as to be satisfied of its correctness; and they will not presume to say, that there are not "many items of expenditure known to exist by the committee of the House," not included by the Engineer or that committee. If any such items were known to exist by your committee, they would feel bound to specify them; but as none such are known, they submit this exception to the decision of the Senate, without further remark.

At page 9, it is stated in the Report, that "a number of items have been referred to, which appear to be entirely omitted by the Engineer in his report; but a reference to the contracts already let, will show that the Engineer nevertheless considered them essential and indispensable portions of the work," and a long list of items are copied from contracts to prove the correctness of this statement; but there is a total absence of any statement by the committee, or of any witness examined before them, that any such work will be required as that specified in the list, upon any part of the canal. It is, however, to be presumed, that parts of it will be required, but there is a total omission on the part of the committee to give any specification of items supposed to be omitted by the Engineer.

An examination of the printed forms of contracts for the construction of canals and rail roads, will show that the same form is generally used for every contract; and the forms are made to include every possible description of work on every part of the line. Contractors are furnished with these forms, and allowed to fill them up as they please; and if a contractor should fill the blank under the head for 'grubbing, felling, and clearing trees without the canal,' in contracting for a section in the open prairie, the error might not be noticed, and if noticed, would not be considered of sufficient consequence to require correction. From the fact that the engineers and commissioners state the estimates to have been made with reference to contracts in the course of execution, it can hardly be presumed that such important omissions have occurred as are supposed in that part of the report now under consideration; and it is positively asserted by the commissioners that the estimates include all the items of expenditure known or believed to exist. And your committee are the more fully satisfied upon this point, from the want of any specification of omitted items by the committee of the House.

Your committee have reviewed the estimates and statements of the committee of the House, because an argument was predicated upon them in favor of a change in the plan of the canal. The argument used by that committee is, that this part of the canal will cost a much larger sum than has been estimated by the engineer, and therefore, the

plan of the Canal ought to be changed, and hence the necessity of reviewing the facts and statements from which this argument is drawn, and upon which reliance is had for its support.

It cannot but strike the mind of every one who will look at the report, that the committee of the House take no exception to the estimates upon the Middle and Western Divisions, except to the item of "superintendence and contingencies." At page 20 of the Report it is said, "Your committee believe the estimate low, but have adopted it except the item of superintendence and contingencies." At page 21 of the Report, it is said "the cost of the Western Division, according to the Engineer, is \$1,272,055 '08. In this estimate, your committee will concur (although they think it too low) except in the item of contingencies and superintendence." How it could happen that all the important errors in the estimates have been found to exist upon one division of the canal, your committee will not pretend to say: but they do frankly confess their surprise at such a result. It may also be considered as a fact worthy of notice, that whilst the estimates of Mr. Gooding are considered too low, those made by Mr. Hurd for the improvement of the river, are assumed to be correct; but for the purpose of being "sufficiently liberal" fifty per cent. is added to Mr. Hurd's estimates; and yet, by a comparison of the estimates of Messrs. Gooding and Hurd, the estimates of the latter will be found lower than the former by nearly one half, as will appear by the following extracts from the Reports:—

Mr. Gooding's estimate prices.			Mr. Hurd's estimate prices.		
	\$	cts.		\$	cts.
Earth excavation per c. yd.	23	9-10	Earth excavation, per c. yard.	15	
Rock excavation (above } water, per yd. }	1	23 82-100	Rock excavation (under } water) per yd. }	1	50
Embankment,	25	26-100	Embankment av'ge. price,	16	62-100
Slope Wall per perch,	2	78	Slope Wall per perch	50	
Lockage per foot lift,	3,000	00	Lockage per foot lift,	1500	00
Dam across Fox River, } per lineal foot, }	28	28	Dam across Illinois } river, per lineal foot. }	8	22
Dam across Des Plains } River at Juliet, per ft. }	25	00			
				1510	53 62-100
	3,022	78 9-10			

Your committee will now proceed to the examination of the second and third reasons assigned why a change should be made in the summit division of the canal, viz: the length of time required, and the difficulties and cost of construction. These are reasons which have often been urged and acted upon by those who have been opposed to the policy of the state's undertaking so stupendous a work; but the judgment of the people has long since been pronounced against their sufficiency. Your committee will not pretend but that there are many difficulties to be encountered in the prosecution of the work, and that from five to eight years may be required for its completion. Having arrived at the same conclusion with all others who have examined the subject (except the committee of the House,) that in order to construct such a canal as the

nation has a right to expect, the waters of the Lake must be used. The question naturally recurs, shall the State persevere in the work, or shall the project be abandoned? These are the real questions to be considered, in answering the reasons assigned for the proposed change; and as these questions are general and applicable to the whole line of the work, their consideration will be deferred until the second proposition for a change is considered and disposed of.

Your committee in turning its attention to the second proposition contained in the report of the committee of the House, are happily relieved from any extraneous investigations about the estimates of the Engineer; and the question here presented is, shall the project of the canal be abandoned for a distance of sixty miles, and the project of slack water navigation substituted? In the examination of this question, the committee regret that their means and sources of information are not more ample and satisfactory. If the committee of the House have failed in their object of proving that their plan is "every way the preferable mode of securing the navigation desired," it does not from thence follow, that the plan ought not to be adopted. It is, however, due to that committee; that a candid examination should be made of the reasons upon which they have predicated their opinion.

The first reason given is, "that all the dams and locks necessary to this improvement, can be located on State lands; and thereby greatly enhance the value of those lands. Secondly, that a water power will be created almost incalculable in amount. Thirdly, that the cost of the improvement will be greatly diminished."

The fact upon which the first position of the committee is assumed, are not stated in the Report, and it cannot therefore be expected that this committee can decide upon the correctness of that assumption.—It is known that every alternate section of land lying upon the river belongs to the State; but in the absence of examinations and surveys, it would seem to be impossible for any one to say, that all the dams and locks can be located on State lands. This reason, although without examination, may appear to have much force, cannot be considered as any thing more than a problematical opinion.

The second reason urged, viz: the creation of water power, will not be controverted; but the value and duration of that power, must depend upon so many contingencies, that its value cannot be estimated, nor its use for any given time, be calculated upon with any degree of certainty.

The third reason urged, viz: that the cost of the improvement will be greatly diminished, will not be controverted, but of the value of that improvement compared with the value of a canal and the comparative, advantages of the two descriptions of improvements have not been discussed in the report.

In the opinion of your committee, the facts stated, and the reasons urged in favor of this change, are not such as would justify or authorize Legislative action. In the first place, it may be urged as an objection to this plan, that from the nature of the improvement, it will be

precarious and liable to many casualties. In the second place, the damming of the river, may overflow large bodies of land, and not only render them uninhabitable, but destroy the health of the inhabitants in their vicinity.

In the third place, it may be urged, that by the adoption of this improvement, you make it absolutely necessary to transship goods or produce passing up the river for the port of Chicago; and thereby increase the time and cost of transportation. Upon this subject, Mr. Bucklin in his Report in 1832, says: "In the examination of the Rapids of the Illinois River, below the mouth of Fox River, (one of the duties prescribed by the State Legislature of 1830-'31,) it was ascertained that the establishment of a still water navigation, was the most certain and effectual method of improving them. It is nevertheless, considered of too precarious a nature to be recommended with any degree of confidence in its permanency and usefulness as a substitute for a continuation of the rail way. The banks of the river, as has been before mentioned, expand into a broad low bottom for some miles above the foot of the Rapids, which in high water is liable to inundation to a considerable depth. A steam boat canal, therefore, with high embankments, becomes necessary through these low grounds, for two miles and a half, to connect the nearest point, where the river is capable of being dammed with the river below the foot of the Rapids. No situation probably can afford a better site and foundation for a dam of the same length; but the immense bodies of ice passing down a river situated in so high a latitude must expose it to great danger, and render it a very insecure and expensive structure."

If the objections here stated to the adoption of this project are not deemed valid, and of a character to require its rejection, the committee might with confidence appeal to the experience and policy of other States. It is believed, that no State in the Union has ever resorted to this description of improvement, where a canal was practicable. No example or instance of such a case has been referred to by the committee of the House, and in many of the States, canals have been constructed along the line of rivers, the navigation of which might have been improved, if that description had been considered equal to canals. But the recent discovery of coal mines below Ottawa, as shown by the testimony of the Canal Commissioners, is an additional reason, why the canal project should not be abandoned. If these mines should, upon further examination, prove to be as extensive as present appearances indicate, the canal should be continued if for no other reason to obtain the advantages which must result from the coal trade; but there is still another reason, viz.: *The effect upon the value of Canal lands, and Canal property.* At the termination of the Canal upon the present plan, a large and populous city must soon spring up, and the value of the State property at that place, can only be estimated by a comparison between the importance of that point and Chicago; and a reference to the amount produced by the sale of lots at the latter place. If it be urged, that by adopting slack water navigation, the value of all

the lands on both sides of the river will be greatly enhanced, the force of this argument is lost in the fact, that there would be no point on the canal possessing superior commercial advantages; and that there would be no place for the concentration of rival capital seeking investment. The Mississippi river is navigable at all seasons, and the argument which would prove that the canal property will be as much increased in value by slackening the water of the Illinois, as by making a great commercial point at the termination of the canal, would also prove that the lands on the Mississippi five miles below St. Louis, are as valuable as property in that city. For these and other obvious reasons, the committee are of opinion that the change proposed ought not to be made.

In addition to what has been said in reference to the two propositions to change the plan of the canal, your committee cannot but express their deep regret, that any proposition should have been submitted involving questions of so much importance, and requiring so much consideration and investigation as those contained in the report of the committee of the House, connected with inquiries relating to persons, and to local and sectional interest. It has been the anxious desire of your committee to separate the questions involving the interest of the state, from those of a local, sectional, and personal character, and to ascertain what measures are required to be adopted by the interest of the state. In the opinion of your committee the great question to be decided by the representatives of the people is, as before stated, shall the state progress with the canal or shall it be abandoned? Although no proposition has been directly submitted embracing these points, yet it must be obvious that any action on the part of the Legislature, which shall weaken or destroy public confidence in the practicability of the work, or in regard to the determination of the state to prosecute it with all possible expedition, will at once destroy the means set apart for its completion. It is a work national in its character, and the people of Illinois should rejoice at the opportunity offered, of being instrumental in executing a work of such vast magnitude and importance. The eyes of the civilized world are resting upon us with intense interest, for our success in a work which promises such extensive and incalculable advantages to these United States. The people of the United States are looking to the completion of this work, as forming the last link in an endless chain which shall forever hold these United States in the bonds and pledges of union, and your committee ask in the name of the civilized world, in the name of the people of the United States, and in the name of Illinois, that no local, sectional, or private interest be consulted in the decision about to be made.

The magnitude of the work, and the difficulties attending its execution have been long known and considered. The representatives of the people did not engage in the work without a due consideration of those difficulties. The interest which the nation has taken in the project is evidenced by the act of Congress changing the northern bound-

dary line of the state, by the purchase from the Indians of a stripe of territory extending from the Illinois to the Lake, with an eye single to this project, by the act of Congress granting right of way to the state, and by the subsequent act granting lands of value sufficient to defray the whole cost of the work.

It has always been regarded as a national work, and the nation having furnished the means for its execution, have a right to expect that the work shall be projected and executed in a manner suited to the character and views of an enlightened and united people. The fund for this purpose is admitted on all hands to be ample, and no citizen of Illinois ought to be willing to see the faith of the state violated, public expectation disappointed, and the beneficence of the national government abused by authorizing any other description of work.

The question may be confidently asked—Why should any one desire to disappoint the hopes and expectations of the nation in regard to the character of this work? Can it be supposed that the nation would have extended assistance by so large and extensive a grant of lands towards the execution of a project purely local, a project which at best would not accommodate the trade of Illinois alone five years hence.

To engage in such a project would be sporting with the bounty of the nation, and degrading to the character of the state. Who among us would be willing to stand forth before an enlightened, liberal, and magnanimous nation and proclaim the sentiment: the nation has furnished us with means to execute a great national work, and although, by accepting those means, we stand pledged to use them for the purpose intended, yet as a work of a totally different and greatly inferior character, can be executed for one half the amount furnished, we will make such a work, and vest the other half of those means in bank stock, or in improvements of a character purely local. If there be among us any who would be willing to assume such an attitude, and in the face of the world proclaim such a sentiment, it is to be hoped, for the honor of the people and dignity of the state, none such can be found in the walls of the Legislature. Such a sentiment strikes at the very foundation of the public faith, and if acted upon, would lead to a total subversion and overthrow of our free institutions. The proposition is too monstrous, and involves consequences too disastrous to be entertained for a moment; and your committee will not act upon the presumption, nor indulge the idea that any citizen of Illinois will ever be found giving countenance to such a sentiment. Your committee are satisfied that the Canal Lands will defray all expenditures required in the construction of the canal, upon the enlarged plan proposed by the Canal Commissioners; and they hope to see the time when its navigation will be made FREE to all the people of these United States.

There should be no question asked, in regard to a supply of water from any other source than the Lake, so long as it is known that the

means furnished by the nation are amply sufficient to execute the work. In the completion of such a project, computations of time should be made with reference to the existence of the Union, and not with reference to the growth of a village. If, contrary to all calculation, eight or even fifteen years shall be required in its completion, this would not justify the State or the people in a violation of their plighted faith.— The time is not distant when Illinois must stand the head, and in the front of all the western states, and when that time shall arrive, nothing could be a source of greater mortification to her citizens or her sisters, than a knowledge that, in her infancy, she had been guilty of a violation of public faith.

In the investigation of the subject, it has been the desire of the committee to avoid all collision with local interest, and all reference to persons. No personal application is intended of any remark or expression contained in this report; the occasion seemed to demand a full and free investigation of all the subjects and projects presented for consideration, and if any shall suppose that any personal allusion has been made, such supposition has no foundation in the intention of the committee. Your committee do believe that the projected changes in the plan of the canal have been brought forward without a full and due consideration of the consequences likely to result from their adoption; and that if more time had been taken for consideration and the examination of facts, such propositions would never have been submitted to the consideration of this general assembly.

Your committee are of the opinion that a lateral canal connecting the waters of the Illinois and Michigan canal with the waters of the Calumet is practicable, and will probably be required at some future time. Before any expenditure of money is authorized for that purpose, the consent of the state of Indiana should be obtained to the use of the water of that stream, and an agreement irrevocable, except by the consent of both states, should be entered into, fixing the terms upon which the water may be used, and the terms upon which the citizens of Illinois shall be allowed to navigate the said river.

Your committee highly approve of the decision of the commissioners fixing the size and dimensions of the canal, and they cannot but remark, that nothing but the greatest industry and attention to their duties could have enabled the commissioners to have made such progress in the prosecution of the work.

It appears from the report of the commissioners, that no addition will be required to the canal fund during the present year, but that provision must be made for the year 1838. For this purpose, it is proposed to sell alternate lots in the town at the termination of the canal, and other towns along the line, to the amount of one million of dollars, and to authorize a further loan of five hundred thousand dollars, in the event of that amount being required.

In the present state of things it is deemed bad policy to bring into market any of the canal lands. It is believed that under the provisions

of an act passed during the present session, those lands can be protected against all further depredations. To carry out the views of the committee, they report a bill, and recommend its passage.

Since the foregoing report was prepared, a proposition has been submitted to the committee by certain citizens of Ottawa, proposing to undertake the improvement of the Illinois river from the foot of the rapids to the mouth of Fox river, upon the plan proposed by Mr. Hurd in his report, for half the water power, and half the south half of section 15, half the N. E. qr. of section 21, and half the S. E. qr. of 17, in T. 33 N. R., 2 East, to be divided with the state by alternate lots or for \$75,000.

A proposition has also been submitted by certain citizens of Chicago, proposing to construct an independent canal from the present termination to Fox river, for sections 13 and 16, and that small fraction of section 21, on the north side of the Illinois river, in T. 33 N. R., 1 East. Your committee have no authority to consider these propositions, and if they had, they would not advise the acceptance of either.

On motion of Mr. Turney,

The reading of the aforesaid report was dispensed with, and it was *Ordered*, That the said report be laid on the table, and 3,500 copies thereof printed.

Mr. Thomas, from the same committee, also reported a bill entitled "An act to amend the act entitled an act for the construction of the Illinois and Michigan canal,"

Which was read, and

Ordered To a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and

Said bill now read a second time by its title, and

Ordered To be laid on the table, and printed.

The engrossed bills of the following titles, viz:

"An act to authorize the person therein named to construct a mill dam,"

"An act declaring the road from Covington in Washington county by Nashville to Pinckneyville in Perry county a state road,"

"An act to incorporate the Chester, Nashville, and Pinckneyville Rail Road Company,"

Were severally read the third time and

Passed.

The engrossed bill entitled

"An act to incorporate the Pike county Manufacturing Company,"

Was read the third time, and

On motion of Mr. Ross,

Amended by inserting 'county' after 'Pike,' and

Passed as amended.

Ordered, That the titles of the aforesaid bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act to establish a state road from Danville to Ottawa,"

"An act to incorporate the town of Upper Alton," and

"An act to incorporate the Mississippi and Rock River Canal Company,"

Were severally read the third time and

Passed.

The ayes and noes being called for on the question of the passage of the last mentioned bill,

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Lane, Maxwell, McLaughlin, Mitchell, Murray, O'Rear, Owen, Parker, Pruyne, Reilley, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wood, and Mr. Speaker.—32.

In the negative—

Messrs. Noel, Parrish, and Weatherford—3.

Ordered, That the titles of the bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The bills from the House of Representatives, of the following titles, viz:

"An act to locate a state road from Carlinsville in Macoupin county to Greenville in Bond county," and

"An act to locate a state road from Meredosia to Warsaw,"

Were severally read the third time, as amended, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof and ask their concurrence in the amendments of the Senate thereto.

The engrossed bill, entitled

"An act making certain appropriations to the county of Coles to build certain bridges therein named, and for other purposes,"

Was read the third time, and

On motion of Mr. Reilley,

Referred to a select committee.

Ordered, That Messrs. Reilley, Parker and Mills be that committee.

The bill entitled

"An act concerning the State Treasury, and for other purposes,"

Was read a second time, and

On motion of Mr. Gatewood,

Referred to the committee on Finance.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the adoption of the resolution from the Senate providing for the appointment of a joint select committee, to contract with some suitable person or persons to finish the joiner work of three rooms in the lower part of the State House, &c. and have appointed Messrs. Hankins, Stuntz and Lane the committee on their part.

They have also concurred with the Senate in the adoption of the preamble and resolution from the Senate, requiring the Secretary of State, to cause to be published, &c., a bill entitled,

"An act to ascertain the county line between the counties of Morgan and Sangamon,"

As amended by them, in which amendments they ask the concurrence of the Senate,

And he withdrew.

Mr. Speaker having announced that the Senate were about to proceed to the consideration of executive business,

The doors were closed, and

On opening the doors,

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Weatherford,

The bill from the House of Representatives, entitled

"An act to construct a rail road from Naples to Jacksonville,"

Which had heretofore been laid upon the table,

Was taken up, and

Passed.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Ross, from the select committee to which was referred the bill from the House of Representatives, entitled

"An act to incorporate the Quincy, Jacksonville and Springfield Turnpike Company,"

Reported said bill back without amendment, and it was

Ordered To a third reading.

On motion of Mr. Ross,
The rule of the Senate was dispensed with, and
Said bill read a third time by its title, and
Passed.

On motion of Mr. Ross,
The title of the bill was amended by inserting the word 'Griggsville'
after the word 'Quincy.'

Ordered, That the title of the bill be as amended, and that the Secretary inform the House of Representatives of the passage of the bill, and ask their concurrence in the amendments of the Senate to the title thereof.

A message from the Council of Revision, by their Secretary, J. F. Owings.

MR. SPEAKER:

Bills of the following titles have been approved of by the Council of Revision, viz:

"An act to locate a state road from Washington in Tazewell county to Columbia in Putnam county,"

"An act to incorporate the Carthage Female High School and Teachers Seminary,"

"An act to provide for the election of additional Justices of the Peace and Constables in the counties of Warren and Knox,"

"An act authorizing John Reese and John Furgerson to erect a mill dam across Robinson's Creek."

"An act to locate a state road from Equality to Vienna,"

"An act for erecting a Recorder and Clerk's Office in Sangamon county,"

"An act to authorize George W. Dole and others to build a toll bridge across the Little Calumet,"

"An act relative to section 16, township 17, north of range 9, west of the third principal meridian,"

"An act declaring the road leading from Peoria to Knoxville a state road," and

"An act to incorporate the Knox Manual Labor College,"

And he withdrew.

Mr. Reilley, from the select committee to which had been referred the engrossed bill, entitled

"An act making certain appropriations to the county of Coles to build certain bridges therein named and for other purposes,"

Reported said bill back with an amendment,

Which was read, and

Concurred in.

Whereupon,

On motion of Mr. Hacker,

The bill was farther amended, by adding thereto as an additional section, viz:

"And the further sum of five hundred dollars to be expended in building a bridge at Unity in Alexander county, to be expended under the direction of the county commissioner's Court of said county,"

On motion of Mr. Servant,

The bill was

Ordered To lie on the table.

Mr. Weatherford, from the select committee to which was referred the bill for

"An act to abolish the county of Calhoun, and for other purposes,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Whereupon,

Mr. Thomas moved,

That the bill be laid on the table and printed.

Mr. Maxwell moved,

That the bill be indefinitely postponed,

Which was

Decided in the negative,

Ayes 14, noes 22.

Those voting in the affirmative are—

Messrs. Browning, Butler, Hacker, Lane, Maxwell, Mills, Mitchell, Pruyn, Servant, Vance, Whiteside of Monroe, Whiteside of Pope, Wood and Mr. Speaker.

In the negative—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Craig, Fletcher, Gatewood, Hackelton, Hamlin, McLaughlin, Murray, Noel, O'Rear, Owen, Parker, Parrish, Reilley, Ross, Stadden, Thomas, Turney and Weatherford.

The question recurring on the motion to lay on the table and print.

It was decided in the affirmative.

Mr. Thomas, from the committee on Finance to which was referred the bill for

"An act concerning the State Treasury and for other purposes,"

Reported said bill back with an amendment,

Which was read, and

Concurred in.

And said bill was

Ordered To be engrossed for a third reading as amended.

On motion of Mr. Whiteside of Monroe,

The bill for

"An act to incorporate the Sangamon and Mississippi Rail Road Company,"

Which had been heretofore laid on the table, was

Taken up, and

Referred to a select committee.

Ordered, That Messrs. Whiteside of Monroe, Murray, and Servant be that committee.

Mr. Gatewood, from the select committee to which was referred the engrossed bill, entitled

"An act relating to the improvement of the navigation of the Saline river, and for the purpose of preserving the same,"

Reported the same back without amendment.

Mr. Parrish moved,

That the bill be amended by adding thereto the following proviso, viz:

"Provided, however, That nothing in this act shall be so construed as to affect any appropriations made to any other county other than that which relates to Gallatin county,"

Which was

Decided in the negative, and

The bill was then

Passed.

Ordered That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of the bill, and ask their concurrence therein.

The bill entitled

"An act providing for the benefit of a person therein named,"

Was read a second time, and

On motion of Mr. Hacker,

Referred to a select committee.

Ordered, That Messrs. Hacker, Parker and O'Rear, be that committee.

The bill from the House of Representatives entitled

"An act to alter and re-locate a part of the state road leading from Jacksonville to Springfield,"

Was read a second time, and

Ordered To a third reading, and

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and

Said bill read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid; and that the Secretary inform the House of Representatives of the passage of said bill.

The bill entitled

"An act to incorporate the Illinois and Rock Island Rail Road Company,"

Was read a second time, and

On motion of Mr. Hamlin,

Referred to a select committee.

Ordered, That Messrs. Hamlin, Wight, and Owen, be that committee.

The bill entitled

"An act to incorporate the town of Greenfield in Greene county,"

Was read the second time, and

On motion of Mr. Allen of Greene,
Amended by adding thereto the following as an additional section,
viz:

"Sec. 3. The County Commissioners' Court of the said county of Greene are also required, and is hereby authorized to order and direct a special election to be held in the town of Whitehall for one additional Justice of the Peace, and for one constable for said town, which election shall be held on the 17th day of June next, or within ten days thereafter, to be conducted according to the provisions of the law recited in the foregoing section of this act; and the officers so elected shall hold their offices until the quadrennial election for Justices of the Peace and Constables in the year 1839, and shall be governed in all respects, and shall be under the same laws and regulations as other Justices of the Peace and Constables in this state; and hereafter at each quadrennial election, there shall be elected two Justices of the Peace and two Constables in the said town of Whitehall."

Ordered, That said bill be engrossed as amended, and read a third time.

The bill entitled

"An act to expedite and aid the construction of rail roads in this state,"

Was read a second time, and

On motion of Mr. Thomas,

Laid on the table, and

Ordered To be printed.

The bills of the following titles, viz:

"An act to incorporate the Wabash Rail Road Company," and

"An act to legalize the sale of School Lands in Pike county,"

Were severally read a second time, and

Ordered To be engrossed for a third reading.

The bill entitled

"An act to locate a state road from Princeton to Pawpaw Grove,"

Was read a second time, and

On motion of Mr. Hamlin,

Amended by inserting the names of 'John Kendall,' and 'Joseph Knox' after the name of 'Cyrus Bryant,' in the first section of said bill, and then

Ordered To be engrossed as amended and read the third time.

The bill entitled

"An act to provide for the safe keeping of the surplus revenue,"

Was read a second time, and

On motion of Mr. Thomas,

Referred to the committee on finance.

The bill entitled

"An act to incorporate the Central Branch and Webster Rail Road Company,"

Was read a second time, and

On motion of Mr. Stadden,
Referred to a select committee.

Ordered, That Messrs. Stadden, Weatherford, and Bond be that committee.

The bill entitled

- "An act authorizing James Day to build a bridge across the Illinois river,"

Was read a second time, and

On motion of Mr. Stadden,
Referred to a select committee.

Ordered, That Messrs. Stadden, Thomas, and Hamlin be that committee.

The bill entitled

"An act concerning the jurisdiction of Justices of the Peace and regulating proceedings upon appeals in certain cases,"

Was read a second time, and

On motion of Mr. Thomas,
Referred to a select committee.

Ordered, That Messrs. Thomas, Butler, and Reilly be that committee.

The bill entitled

"An act concerning the terms of the Circuit Courts in this state,"

Was read a second time, and

On motion of Mr. Thomas,
Referred to the committee on the judiciary.

The bill entitled

"An act to incorporate the persons therein named,"

Was read the second time, and

On motion of Mr. Weatherford,
Referred to a select committee.

Ordered, That Messrs. Weatherford, Thomas, and Turney be that committee.

The bill entitled

"An act to locate a state road from Decatur *via* Edinburgh to Alton,"

Was read a second time, and

On motion of Mr. Allen of McLean,
Referred to a select committee of five.

Ordered, That Messrs. Allen of McLean, Borrough, Edwards, Fletcher, and O'Rear be that committee.

The bill entitled

- "An act to put more money into the pockets of the people than you take out,"

Was read a second time, and

On motion of Mr. Servant,
Referred to a select committee.

Ordered, That Messrs. Servant, Vance, and Lane be that committee.

The bill entitled
 "An act defining the limits of Macon county,"

Was read a second time, and

On motion of Mr. Allen of McLean,

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Mitchell, and Hamlin be that committee.

The bill entitled

"An act to incorporate the Peoria Manufacturing and Exporting Company,"

Was read a second time, and

On motion of Mr. Hamlin,

Referred to a select committee.

Ordered, That Messrs. Servant, Hackelton, and Browning be that committee.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, a bill of the following title, viz:

"An act to incorporate the Illinois Beet Sugar Manufacturing Company,"

"An act to incorporate the Peoria Commercial Insurance Company,"

"An act to change a state road therein named,"

"An act to change the name of William Lock,"

"An act to organize Henry county,"

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

"An act to incorporate the Stonington College of Illinois,"

"An act to incorporate the Pekin Hotel Company," and the

"Memorial to Congress on the subject of granting pre-emption rights on public lands."

Mr. Hackelton afterwards, from the same committee,

Reported that on this day they laid the above mentioned bills before the Council of Revision; and that they had delivered to the Governor the memorial to Congress on the subject of granting pre-emption rights to settlers on the public lands.

On motion,

The Senate adjourned.

THURSDAY, Feb. 16, 1837.

The Senate met pursuant to adjournment.

Mr. Servant, from the joint select committee appointed to examine into the condition and financial concerns of the Bank of Illinois and its branches made the following

On motion of Mr. Stadden,
Referred to a select committee.

Ordered, That Messrs. Stadden, Weatherford, and Bond be that committee.

The bill entitled

"An act authorizing James Day to build a bridge across the Illinois river,"

Was read a second time, and

On motion of Mr. Stadden,
Referred to a select committee.

Ordered, That Messrs. Stadden, Thomas, and Hamlin be that committee.

The bill entitled

"An act concerning the jurisdiction of Justices of the Peace and regulating proceedings upon appeals in certain cases,"

Was read a second time, and

On motion of Mr. Thomas,
Referred to a select committee.

Ordered, That Messrs. Thomas, Butler, and Reilly be that committee.

The bill entitled

"An act concerning the terms of the Circuit Courts in this state,"

Was read a second time, and

On motion of Mr. Thomas,
Referred to the committee on the judiciary.

The bill entitled

"An act to incorporate the persons therein named,"

Was read the second time, and

On motion of Mr. Weatherford,
Referred to a select committee.

Ordered, That Messrs. Weatherford, Thomas, and Turney be that committee.

The bill entitled

"An act to locate a state road from Decatur via Edinburgh to Alton,"

Was read a second time, and

On motion of Mr. Allen of McLean,
Referred to a select committee of five.

Ordered, That Messrs. Allen of McLean, Borrough, Edwards, Fletcher, and O'Rear be that committee.

The bill entitled

"An act to put more money into the pockets of the people than you take out,"

Was read a second time, and

On motion of Mr. Servant,
Referred to a select committee.

Ordered, That Messrs. Servant, Vance, and Lane be that committee.

The bill entitled

"An act defining the limits of Macon county,"

Was read a second time, and

On motion of Mr. Allen of McLean,

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Mitchell, and Hamlin be that committee.

The bill entitled

"An act to incorporate the Peoria Manufacturing and Exporting Company,"

Was read a second time, and

On motion of Mr. Hamlin,

Referred to a select committee.

Ordered, That Messrs. Servant, Hackelton, and Browning be that committee.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, a bill of the following title, viz:

"An act to incorporate the Illinois Beet Sugar Manufacturing Company,"

"An act to incorporate the Peoria Commercial Insurance Company,"

"An act to change a state road therein named,"

"An act to change the name of William Lock,"

"An act to organize Henry county,"

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

"An act to incorporate the Stonington College of Illinois,"

"An act to incorporate the Pekin Hotel Company," and the

"Memorial to Congress on the subject of granting pre-emption rights on public lands."

Mr. Hackelton afterwards, from the same committee,

Reported that on this day they laid the above mentioned bills before the Council of Revision; and that they had delivered to the Governor the memorial to Congress on the subject of granting pre-emption rights to settlers on the public lands.

On motion,

The Senate adjourned.

THURSDAY, Feb. 16, 1837.

The Senate met pursuant to adjournment.

Mr. Servant, from the joint select committee appointed to examine into the condition and financial concerns of the Bank of Illinois and its branches made the following

REPORT.

The deep and pervading interest which has been felt by the community generally, and which has found an expression in the resolution of the General Assembly, under which the committee have acted, has not been without its effect in inducing the committee to devote all the attention to the investigation of the concerns of the Bank necessary to enable them to express an enlightened opinion on the subject. They feel persuaded that the examination in which they have been engaged, has enabled them to present a statement of facts which may be relied on. Although the opinions which they express may not be universally admitted, yet they are well assured that the facts contained in the report on which those opinions are formed, cannot be justly denied.

The first duty to be performed by the committee, in pursuance of the foregoing resolution referred to, was 'to examine into the condition and fiscal concerns of the Bank in order to ascertain whether it would be a safe depository of the public funds.' In the prosecution of this inquiry, it became evident that it was necessary to proceed to Springfield and examine by the books and papers of the Bank, from its organization, as well as by an examination of its officers under oath, into all facts from which a conclusion could be legitimately arrived at. The committee accordingly visited that place, and upon their arrival informed the president of the Bank of the duties imposed upon them, of their desire to perform those duties, and of the course which they desired should be given to the examination. To this examination a ready assent was given, and every facility afforded by which the investigation of the committee could be forwarded.

By an inspection of the books and papers of the Bank; by the answers of the President and Cashier, under oaths, to the questions proposed by the committee, and which appear upon the journal of the proceedings, and by the tabular statements marked 1, 2, and 3, accompanying this report the committee became satisfied of the following facts:

1st.	That the capital stock of the Bank actually paid in on the 16th of January, 1837, was in round numbers	\$1,413,000 00
2d.	That the amount of specie belonging to and in the vaults of the Bank was	552,000 00
3d.	That the amount of notes of other banks on hand was	185,000 00
4th.	That the amount due from and deposited in other banks was	310,000 00
5th.	That the bank has in notes discounted	1,397,000 00
6th.	That the Bank has in bills of exchange	1,247,000 00
7th.	That the amount of loans on real estate was	458,000 00
And that		
1th.	The total circulation of the Bank at that period was	1,329,000 00

2d. Amount borrowed to constitute real estate fund, principally payable at long periods	550,000 00
3d. Amount deposited to credit of Canal Commis- sioners	229,000 00
4th. Amount deposited to credit of individual deposi- tors	475,000 00

In arriving at a conclusion from these facts the committee have not thought it unwise to be guided by the experience of others in relation to similar facts; and they could perhaps rest their judgment on no surer foundation, than the decision of a well-informed and enlightened judgment, upon like circumstances. It is known that the Secretary of the Treasury has, in the exercise of the duties pertaining to his office made a selection from among the local banks of those with which it was thought safe to entrust the treasure of the General Government; that selection has been made by an enlightened public functionary from the oldest and most respectable banks in the Union, with the express intention of making them the depositories of the public funds — In forming an opinion as to the propriety of placing the funds of the state in a local institution of like character to those to which allusion has been made, the committee have been gratified that it has been in their power to ascertain what has been considered, in the exercise of a sound discretion, as sufficient ability on the part of such banks to authorize the selection to which they have alluded.

In the report of the condition of the deposit banks under date of May 16th, 1836, which is the latest report to which your committee have been able to refer, and which accompanies this report, it will be seen that near that time the condition of those banks was substantially as follows:

1st. Their aggregate capital was	\$44,724,000
2d. Amount of specie on hand	10,202,000
3d. Amount of Circulation	29,182,000
4th. Discounts and purchases of bills	105,928,000
5th. Amount of liabilities	108,480,000
6th. Means of present payment	40 391,000

In comparing this statement of their condition at that time with the condition here given of the State Bank of Illinois on the 16th of January last, it will be perceived that while for each dollar of circulation the deposit banks had 35 cents in specie, the State Bank had 41½ cents; while THEY had invested \$2 40 in discounts for each dollar of capital, IT has only invested \$1 80 for each dollar of capital; while THEY have one dollar liability for thirty-seven cents immediate means, IT has forty-eight and a half cents present means for each dollar immediate liability; and while the proportion between the liabilities and THEIR specie on hand is greater than as ten to one, the liability of the State Bank as compared with ITS specie on hand is less than as five to one.

The institution of this comparison has not been without influence on the minds of the committee; and although (from the amount of its capital; the quantity of specie on hand; the mode of investment; the proportion between its liabilities and its means of payment; and the relation between the amount of its bills in circulation and its power to redeem them) the committee were satisfied of the soundness and safety of the condition of the State Bank, yet it will not appear strange that their confidence in this conclusion should be strengthened by the comparison they have made; and the committee feel assured, that if the selection of the banks to whom the custody of the funds of the General Government has been confided, has been justified by the result, and confirmed by success, they cannot be charged with exceeding the bounds of prudence, in expressing the opinion, that the condition of the State Bank of Illinois is sound, and its credit firmly established.

The resolution giving the committee the authority to examine the institution whose concerns have been under their consideration, also directs the attention of the committee to an examination whether the charter of the Bank has been violated, in its spirit, or its letter; either by the conduct of the Bank in the prosecution of its business, or in the transactions of the officers connected with the institution. It will be perceived that a wide range of inquiry has thus been opened to the action of the committee, and a reference to the journal of its proceedings, accompanying this report, will show, that the committee has been anxious to discharge their duties, by the use of all the means within their power.

The 24th section of the charter of the Bank prohibits the circulation of a larger amount of bills than two dollars and a half in paper for each dollar of its stock paid in; and also provides, that its loans and discounts shall not exceed three times the amount of its capital stock paid in and possessed. It will be seen from the tabular statements already alluded to, as well as from the previous statement of the committee, that the amount of its circulation is not equal to the capital stock actually paid in, and that the sum total of its loans and discounts is much within the proportion allowed by the section of the charter referred to.

As it regards the manner in which the Bank has conducted the business of loaning money and discounting notes; the committee have not been able to discover any testimony that it has ever charged or received a higher rate of interest than is allowed by the twenty-third section of its charter; and the committee feel convinced, that the bank has scrupulously confined itself to the rate of interest at which it is permitted by its charter to loan or discount.

In the course of the investigation, the committee have been convinced that the bank has never refused, or neglected, instantly to redeem its paper, upon presentation at the place where it is made payable upon its face.

The conduct of the officers of the said bank has been the subject of special investigation, and the committee have directed their attention to the subject with the more care, as they are well apprized, that improper conduct on the part of the officers of a bank, is always injurious to the interest of community; and would always enable them particularly in time of pressure and distress in the money market, to enrich themselves, at the expense of the enterprising and industrious citizens. In the absence of any charge of misconduct the committee inquired of the President and Cashier as to the manner of transacting business, and as to the facilities with which the use of the means of the Bank could be obtained by its officers, and it was apparent from their answers to these inquiries, that the officers only enjoyed the proper and ordinary means for procuring accommodation. It was stated on oath, that no director, or officer, ever obtained money from the Bank, without interest or without security; and it did not appear that any officer of the Bank has obtained money at the usual interest, to employ any part of it in loaning at a greater rate of interest; or, that any officer of the Bank has obtained accommodation, for purposes of speculation, to the exclusion of any members of the community.

It would perhaps be unnecessary to increase the length of this document, by a detail of the various questions to which answers were required and given touching the conduct of the officers of the Bank.— These may be seen by a reference to the journal of the committee.— Aware of the importance of this branch of the investigation, the committee directed particular attention to it, and they need only say, that so far as they are authorized to arrive at a conclusion, (from the facts elicited, and the statements made, as well as from the books of the institution) they have no reason to suppose that any officer of the Bank has departed from the strict line of his duty, or availed himself of his situation either to seek or derive from it undue advantages.

It will be perceived, that in the absence of any allegations of a violation of the charter of the Bank, it was impossible for the committee to embrace within this report, such a minute detail of the facts elicited during the investigation as might under other circumstance have been expected. They have not been unmindful of the intention and meaning of the charter of the Bank; and they have been anxious to scrutinize with great care, those transactions of the Bank in which it would be most probable its charter would be violated or disregarded. The committee believe that, where the interest of the Bank, the motives that might govern the management of such an institution, or the inducements that most naturally cause a violation of its charter, have indicated any class of transactions as those in which the spirit of the act of incorporation would be departed from,—to those acts their attention has been most especially directed, and they are convinced that if they have not pointed out any disregard of the charter of the Bank, either in the management of its concerns, or the conduct of its officers it has been because no such violation has occurred, and not because their scrutiny has been but superficial.

The resolution already spoken of, indicated as one of the duties of the committee, the expression of an opinion as to the propriety of the state subscribing the \$100,000 stock, reserved for the use of the state by the charter of the Bank. It is perhaps not improper that the committee should present one or two additional facts, and leave the formation of an opinion from these facts to the wisdom of the Legislature.

On the first day of February, 1836, the Bank declared a dividend of \$1 50, on each share. On the first of June, it declared a dividend of \$2 25 on each share, when seventy dollars was paid in on each share—and it declared a dividend of four dollars on each share, on the first of December, when \$100 was paid in on each share; being at the rate of nine per cent. per annum.

Thus it will be seen that the investment of funds in the stock of the Bank cannot be otherwise than profitable, as there is no reason to believe that a less dividend will be declared in future.

If then the only considerations necessary to be determined are, first, the safety, and secondly, the profit of the investment, the committee believe that the facts contained in this report afford ample proof that the condition of the Bank would justify the taking the stock, so far as the safety of the investment is concerned; and from the dividends declared, they are authorized to expect that the stock would be a source of profit. But if any other considerations are involved in the decision of the question, the committee are not aware that they are in the possession of any information which would render their opinion more correct or desirable, than the opinions of any other members of the Legislature.

The committee have thus endeavored to discharge the duties assigned them by the resolution, and to embody in this report all the facts which they conceive necessary to enable the Legislature to form a correct opinion as to the condition, the safety, and the management of the Bank, as well as in relation to the conduct of its officers.

The journal of the proceedings which is herewith submitted, and the documents by which this report is accompanied, will however explain more fully the manner in which they derive this information, and present some other facts which may by possibility be thought material. The committee are conscious of having performed their task with an earnest desire to arrive at just conclusions, and although they are apprized that these conclusions may not be assented to, and may be incorrect, yet in the statement of facts, of which this report principally consists they have a firm and unchangeable confidence.

Which was read, and

On motion of Mr. Ross,

It was, with the accompanying documents laid on the table, and Five thousand copies ordered to be printed.

Mr. Craig, from the select committee to which was referred the bill entitled

“An act relating to certain judicial circuits,”

Reported the said bill back without amendment, and

On motion of Mr. Turney,

Re-committed to the committee on the judiciary.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to vacate the survey and plat of the towns of Concord and West Windsor,"

"An act to locate a state road from Griggsville via Portland to Joshua Hanks in Greene county,"

"An act to establish the county of Livingston,"

"An act for the relief of the heirs of John Thompson, deceased,"

"An act to locate a state road from Decatur to Waynesville,"

"An act to locate a state road from Thornton to Lockport, Plainfield, and Blackberry Creek," and

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork,"

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described."

They have also concurred with the Senate in the passage of bills of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar, Silk, and Vegetable Oil Manufacturing Company," and

"An act to regulate proceedings by attachment before Justices of the Peace,"

As respectively amended by the them,"

In which amendments they ask the concurrence of the Senate.

And he withdrew.

Mr. Hacker, from the select committee to which was referred the bill from the House of Representatives for establishing and maintaining a general system of Internal Improvements,

Reported the same back with sundry amendments,

Which were read, and

A division of the question being called for on said amendments,

The question was severally put upon concurring in the 1st, 2d, 3d, 4th, 6th, 7th, 8th, 9th, and 11th amendments proposed by the said committee to said bill, and

Decided in the affirmative.

The 5th amendment reported by the committee, proposing to make Havana a point on the Central Rail Road,

Was not concurred in.

The 10th amendment reported by the committee, proposing an appropriation by the state to the Winchester, Linnville, and Jacksonville; and the Pittsfield and Mississippi Rail Road Companies respectively,

Was amended by inserting after the word 'entitled' the words—

"To such dividends of stock on the amounts respectively as stockholders in said companies are, and said moneys shall not be paid unless an equal amount has been paid in by the company," and also,

The question then recurring on concurring in said amendment of the committee as amended,

It was decided in the affirmative.

Mr. Butler, moved

To amend the amendments of the committee to the 18th section of the bill by adding the following to said section as a 15th article, viz:

"A rail road from Peoria via Knoxville and Monmouth to Oquawka, on the Mississippi river, and that the sum of four hundred thousand dollars be appropriated to the construction of said road," and thereupon

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

The question pending at the adjournment upon the amendment moved by Mr. Butler, upon the bill for establishing a general system of Internal Improvement,

Was put, and

Decided in the negative,

Ayes 13, noes 23.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Browning; Butler, Craig, Hamlin, O'Rear, Owen, Ross, Servant, Stadden, Turney, and Vance.

In the negative—

Messrs. Allen of McLean, Bond, Edwards, Gatewood, Hackelton, Hacker, Lane, McLaughlin, Mills, Mitchell, Murray, Noel, Parker, Pruyne, Reilley, Thomas, Warren, Weatherford, Whiteside, of Monroe, Whiteside of Pope, Wight, Wood, and Mr. Speaker.

On motion,

The Senate adjourned.

FRIDAY, Feb. 17, 1837.

The Senate met pursuant to adjournment.

Mr. Borrough, from the select committee to which was referred the bill,

For incorporating the town of Carlinville,
Reported the same back with sundry amendments,
Which were read, and
Concurred in;

And said bill was,

Ordered To be engrossed for a third reading, as amended.

Mr. Hamlin, from the select committee to which was referred the bill,

For incorporating the Illinois and Rock Island Rail Road Company,
Reported said bill back with sundry amendments,
Which were read, and
Concurred in; and

It was

Ordered To be engrossed for a third reading, as amended.

Mr. Servant, from the select committee to which was referred the bill entitled,

"An act to put more money into the pockets of the people than you take out,"

Reported the same back with an amendment,
Which was read, and
Concurred in;

And said bill was

Ordered To be engrossed for a third reading, as amended,

Mr. Allen of McLean, from the select committee to which was referred the bill from the House of Representatives, entitled

"An act for a state road from Jacksonville to Syracuse and Bloomington,"

Reported said bill back with an amendment,
Which was read, and
Concurred in; and

It was

Ordered To a third reading as amended,

Mr. Noel, from the select committee to which was referred the bill from the House of Representatives, entitled

"An act entitled an act to locate a state road from Pekin to Paris,"

Together with the amendments thereto proposed, by a former select committee.

Reported the same back with an amendment to said amendments,
Which was read, and
Concurred in; and

Said amendments as amended, were then

Concurred in;

And the bill was

Ordered To a third reading, as amended.

On motion of Mr. Noel,

The rule of the Senate was dispensed with, and

Said bill was read a third time by its title, and

Passed, as amended.

On motion of Mr. Noel,

The title of said bill was amended by inserting the words "in Tazewell county" after "Pekin," and "in Edgar county" after "Paris."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto, and to the title thereto.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled bills of the following titles, viz:

"An act to establish a state road from Danville to Ottawa,"

"An act to alter and re-locate a part of the state road leading from Jacksonville to Springfield,"

"An act to construct a Rail Road from Naples to Jacksonville," and

"An act to incorporate the town of Upper Alton," and

Mr. Hackelton, from the same committee afterwards

Reported that the aforesaid bills were on this day laid before the Council of Revision.

On motion of Mr. Gatewood,

The vote heretofore taken on that amendment, reported by the select committee, to the bill from the House of Representatives for establishing and maintaining a general system of Internal Improvement, which makes appropriations to the "Winchester, Linnville, and Jacksonville," and to "the Pittsfield and Mississippi" Rail Road Companies, respectively,

Was reconsidered.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Noel, Parker, Parrish, Pruyn, Reilly, Stadden, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—25.

In the negative—

Messrs. Borrough, Browning, Butler, Craig, Lane, Maxwell, O'Rear, Owen, Ross, Servant, Thomas, Turney, Vance, Weatherford and Mr. Speaker—15.

Mr. Lane moved,

To amend the amendments reported by the select committee to the aforesaid bill, by striking out all after the enacting clause, and

At the instance of Mr. Servant, so modified said motion,
As to except so much of said bill as relates to the rivers, the road from Vincennes to St. Louis, and the road from the termination of the Maumee canal to the Mississippi.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Lane withdrew his motion to amend the bill in relation to Internal Improvements, and thereupon,

The question recurring upon concurring with the select committee, in so much of their amendment as proposed making appropriations to the Winchester, Linnville and Jacksonville Rail Road Company, &c.,

It was decided in the negative.

Ayes 16, noes 24.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Fletcher, Lane, Maxwell, O'Rear, Owen, Ross, Thomas, Turney, Vance, Weatherford and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Bond, Edwards, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Noel, Parker, Parrish, Pruyn, Reilly, Servant, Stadden, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

A division of the question being called for upon the amendment of the select committee, to the aforesaid bill which proposed to strike out the 20th section of said bill, and insert in lieu thereof a section providing for increasing the capital stock of the State Bank of Illinois \$2,000,000, &c.

The question was accordingly put, on striking out, and

Decided in the negative—

Ayes 20, noes 20.

Those voting in the affirmative are—

Messrs. Allen of Greene, Bond, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Hamlin, Lane, Maxwell, McLaughlin, Noel, O'Rear, Owen, Reilly, Ross, Servant, Vance and Whiteside of Monroe.

In the negative—

Messrs. Allen of McLean, Gatewood, Hackelton, Hacker, Herndon, Mills, Mitchell, Murray, Parker, Parrish, Pruyn, Stadden, Thomas,

Turney, Warren, Weatherford, Whiteside of Pope, Wight, Wood and Mr. Speaker.

Mr. Craig moved further to amend the said bill by adding to the 10th clause of the 18th section thereof the following, viz:

"That the cross rail road from Terre Haute, Indiana, *via* Paris, Charleston and Shelbyville, shall be continued westwardly to Alton, on the Mississippi river, and the sum of \$1,000,000 is hereby appropriated to complete the same from the central rail road to Alton: *Provided*, That the said Alton, Wabash, and Erie Rail Road Company will relinquish their charter for said part of said road,"

Which was decided in the negative—

Ayes 13, noes 27.

Those voting in the affirmative are—

Messrs. Craig, Hacker, Lane, Maxwell, McLaughlin, Mills, Noel, Parker, Ross, Vance, Warren, Whiteside of Monroe and Whiteside of Pope.

In the negative—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Browning, Butler, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, Herndon, Mitchell, Murray, O'Rear, Owen, Parrish, Pruyn, Reilly, Servant, Stadden, Thomas, Turney, Weatherford, Wight, Wood and Mr. Speaker.

Mr. Parrish moved further to amend the bill by adding to the 5th division of the 18th section. the following, viz:

"The improvement of the navigation of the Big Muddy river, for which the sum of \$50,000 is hereby appropriated, and the said Board of Commissioners of public works are hereby authorized and empowered to expend and apply the said appropriation in the improvement of the said river in such manner as they shall deem most advisable for the public good,"

Which was not agreed to.

Mr. Servant moved further to amend the bill by inserting after the word "first" in the 5th line of the first division of the 18th section, the following words, viz:

"Five hundred thousand dollars of the first loans to be effected under the provisions of this act, are hereby appropriated, and shall be expended under the direction of the Board of Commissioners of public works on the navigable rivers, as follows,"

Which was decided in the negative—

Ayes 11, noes 28.

Those voting in the affirmative are—

Messrs. Butler, Fletcher, Lane, O'Rear, Ross, Servant, Thomas, Vance, Weatherford, Whiteside of Pope and Mr. Speaker.

In the negative—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Browning, Craig, Edwards, Gatewood, Hacker, Hamlin, Herndon, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish,

Pruyne, Reilley, Stadden, Turney, Warren, Whiteside of Monroe, Wight and Wood.

On motion of Mr. Reilley,

The bill was further amended by striking out of the 6th article of the 18th section, the word "one," and inserting "two" in lieu thereof.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin Mills, Mitchell, Murray, Owen, Parker, Pruyn, Reilley, Servant, Stadden, Turney, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—23.

In the negative—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Lane, Maxwell, Noel, O'Rear, Parrish, Ross, Thomas, Vance, Weatherford and Mr. Speaker—17.

Mr. Servant moved further to amend the bill by adding to the 18th section, the following, viz:

"A turnpike road from Ford's ferry, in Gallatin county, *via* Equality in said county and Frankfort in Franklin, thence to Georgetown in Randolph county, and thence to Chester in the last named county, and the sum of three hundred thousand dollars is hereby appropriated for the purpose of making said road,"

Which was decided in the negative—

Ayes 11, noes 29.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Butler, Maxwell, Parrish, Reilley, Ross, Servant, Thomas, Vance and Whiteside of Pope.

In the negative—

Messrs. Allen of McLean, Bond, Browning, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Pruyn, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe, Wight, Wood and Mr. Speaker.

Mr. Mitchell moved further to amend the bill by inserting between the 126th and 127th lines of the 18th section, the following words, viz:

"And a branch rail road from the town of Bloomington in McLean county *via* the towns of Mackinaw and Tremont to Pekin in Tazewell county, and that the sum of three hundred thousand dollars is hereby appropriated for the construction of the same."

On motion of Mr. Hamlin,

The said proposed amendment was amended by striking out all after the word "and," in the first line, and inserting the following in lieu thereof, viz:

"A rail road from Bloomington, in McLean county, to Mackinawtown in Tazewell county to diverge or ford at said Mackinawtown, one branch or fork of said rail road to run to the Illinois river, and connect

with the Peoria and Warsaw rail road, at Peoria; and the other branch to run through Tremont to Pekin for which the sum of three hundred and fifty thousand dollars is hereby appropriated."

The ayes and noes being called for on this question,

Those voting in the affirmative are —

Messrs. Allen of Greene, Allen of McLean, Bond, Berrough, Browning Butler, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Murray, Owen, Reilley, Stadden, Turney, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—23.

In the negative—

Messrs. Craig, Edwards, Lane, Maxwell, Mitchell, Noel, O'Rear, Parker, Parrish, Pruyne, Ross, Servant, Thomas, Vance, Weatherford and Mr. Speaker—16.

Mr. Ross moved further to amend the amendment in the 4th section, 7th line, by striking out the word "five" and inserting the word "seven," and by inserting after the word "members," "one from each judicial circuit," and further by striking out of the bill all after the 6th section, together with the amendments, and inserting the following:

"SEC. 7. Said Board of Public Works shall cause surveys and examinations to be made of all the rivers in this State which in their opinion are susceptible of improvement for the purposes of navigation; also to adopt the most eligible plans of improving the navigation of the same, and shall have power to employ engineers, draftsmen, surveyors, and all other persons necessary to carry into effect the powers and duties imposed upon them by this act.

SEC. 8. Said Board of Public Works shall have perpetual succession, and have power to make all contracts in the name of the State of Illinois, necessary to the execution and performance of the duties required of them by this act.

SEC. 9. The Secretary of the Board of Public Works, appointed under the provisions of this act, shall, *ex officio*, perform the duties of Treasurer, and shall enter into bond in such a penalty with such security as may be determined upon by the Board of Public Works never to be less than double the amount of all the money he may at any time have in his possession.

Said Secretary shall keep a journal of the proceedings of the Board, and shall keep an account of all receipts and expenditures of money. The President shall preside at all the meetings of the Board, and shall personally attend to the execution of all orders of the same—make all contracts for the employment of engineers, surveyors, draftsmen and other necessary help for the construction of works under the direction of the Board.

SEC. 10. That the capital stock of the State Bank of Illinois, is hereby increased Two Millions of Dollars, to be divided into shares of One Hundred Dollars each, and the Governor of the State is hereby authorized to subscribe for and in behalf of the State of Illinois, the whole amount of said stock and there shall be elected by joint vote of

the General Assembly, during the present session, six Directors, to act for and in behalf of the State, whose duty it shall be to do and perform all things which are required of other Directors of the Bank; and the President and Directors of said Bank shall make a detailed statement of the financial concerns of that institution annually, and cause the same to be published in some newspaper in this State, and exhibit the same to the General Assembly, at each and every session thereafter.

The Legislature shall have the right in all cases to appoint a committee to examine into the management and financial concerns of the Bank; and for the purpose of facilitating such examination, the committee shall have access to all the books and documents of said Bank, which may be necessary to enable them to perfect said examination.

Provided, That so much of this act as relates to the State Bank of Illinois shall not go into effect until the President and Directors of said Bank shall enter into an agreement to accept of, and be governed by all the provisions of the same, in relation to said Bank, and said agreement shall be filed in the office of the Secretary of State.

SEC. 11. There shall be constituted a fund for the purpose of establishing and maintaining a general system of Internal Improvement, which shall consist of all premiums which shall and may be raised by the sale of Stocks or State Bonds. The bonus which may be received from the State Bank of Illinois and the Bank of Illinois; ten dollars of every hundred of the land tax paid into the State Treasury; all dividends which may be received upon any Bank or other stock owned by the State; all revenue derived from roads, canals and other improvements authorized to be made by the State, shall be set apart and constitute a Sinking Fund for purposes of Internal Improvement.

SEC. 12. The said Sinking Fund shall be loaned to the Banks in this State, and said Banks shall be authorized to loan the same upon mortgage of real estate of double the value of the amount loaned, at an interest not exceeding ten per centum, per annum, and for a term not exceeding five years—the State having a lien upon all the property, real and personal, of said Banks for the payment of the money so loaned; and the said Banks being bound to pay out of said fund all interest payable by the State upon money borrowed for the purposes of Internal Improvement, as the same may become due and payable.

SEC. 13. All monies which may be received by the State from the United States under the provisions of any act of Congress, authorizing a distribution of the surplus revenue of the United States to be deposited in the Treasury of this State, shall be added to and made to constitute a part of the common school fund of the State and loaned to the State, upon the same terms and conditions that the School, College and Seminary funds have been heretofore loaned.

SEC. 14. The interest payable by the State upon the school funds, shall be distributed annually to the counties; and the State is hereby held responsible for the same; and the excess of the dividends, after paying six per cent. to the school fund, shall constitute and be a part of the Sinking Fund for the purposes of Internal Improvement.

Sec. 15. The Board of Public Works shall cause the necessary examinations and Surveys to be made of the following rivers, for the purpose of ascertaining the expense and the most practicable mode of removing the obstructions to the navigation of them, as high up as they may deem practicable, viz:

The Illinois River, Rock River, the Great Wabash, the Little Wabash, the Kaskaskia, and such other rivers as they may deem the navigation of practicable:

Provided, That said Board shall not be required to survey the Great Wabash river, should they be enabled to make out their estimates upon any survey heretofore made.

Sec. 16. The said Board shall cause the necessary survey to be made of the great western mail route leading from opposite Vincennes to St. Louis, with a view to the improvement of the same, and shall make estimates of the cost thereof, and cause the same to be improved as they may deem most practicable: *Provided*, That said road shall not be McAdamized, unless that description of improvement be authorized hereafter by the Legislature.

Sec. 17. For the purpose of negotiating a loan to enable the State to subscribe for the Bank stock created by this act, the Governor shall cause to be constituted, State Bonds to the amount of said capital stock, after deducting therefrom the school fund, as provided by this act, which shall be vested in said Bank stock, said Bonds bearing an interest, not to exceed six per cent. per annum, payable semi-annually, at some Bank in this State or in the cities of New York or Philadelphia, said Bonds redeemable at the pleasure of the State, at any time after the expiration of thirty years. Said Bonds to be signed by the Auditor and countersigned by the Treasurer; and the faith of the State is hereby irrevocably pledged for the payment and redemption of said Bonds hereby authorized to be created, and for the interest accruing thereon; and the Governor shall take and use all proper means and measures from time to time for the transferring of said Bonds as he may think will best promote the interest of the State, and cause said Bonds to be sold; but no Bond shall in any event be sold for less than its par value—the principal to be vested and appropriated as aforesaid, and all premiums to be and compose a part of said Sinking Fund.

Sec. 18. The Board of Public Works shall upon application of the President and Directors of any rail road, turnpike, or canal company, heretofore chartered or which may hereafter be chartered, cause surveys to be made and plans and estimates for the construction thereof; and whenever three-fifths of the capital stock of any such company shall be actually subscribed for by said company, and the Board of Public Works duly notified of the fact, then the said Board shall subscribe for and in behalf of the State for the remaining two-fifths of said stock: *Provided*, That whenever any company shall have executed any amount of work in the construction of any of said improvements to an amount not less than twenty thousand dollars, they may, from time to time, as

the work progresses, make application to said Board of Public Works for the State's proportion of the expense thereof; and thereupon, it shall be the duty of said Board to cause said work to be examined and to have estimates made by some competent engineer or other person in the employment of the State, and upon the certified report of such engineer or other person as aforesaid, that so much work shall have been done in pursuance of contract, and that the same does not exceed the estimates of the engineers, who first surveyed the route, including all necessary expense in the supervision of said work, then the said Board, shall issue an order upon the Treasurer of said Board, in favor of the company, for the amount which may be found due by the State: *And provided further*, That in all cases where the State shall subscribe for said stock, the State hereby reserves the right to purchase of any of said companies after the expiration of twenty years from and after the completion of any such work, the interest of said company in and to the same at the original cost of the work, after deducting therefrom the amount first paid by the State towards constructing the same.

SEC. 19. The State shall have the control in the management and disposal of all works of Internal Improvement in proportion to the interest the State may have vested in stock, and the Board of Public Works may call meetings of any company in which the State is interested by owning stock, and the company shall notify the Board of Public Works of every meeting of the company, so that the Board, or some member thereof, may be present at all such meetings, and vote on all subjects of interest to the State, and the Board shall give a vote equal to the interest which the State may have in the stock of such company, and to count in number at the same ratio; and it shall be the duty of said Board to keep themselves advised of the progress of all such works of Internal Improvement, and for that purpose they may adopt such measures to effect that object, as they may deem most practicable.

SEC. 20. That for the purpose of carrying into effect the provisions of this act and for providing for the payment of the surplus revenue which this State may receive from the United States, in case the State should be called upon for the re-payment of the same, the Board of Fund Commissioners are hereby authorized and required, on the part and behalf of this State, to contract with any individual company or corporation at such times as the said Board may find it necessary to meet the re payment of the aforesaid surplus revenue, and to meet all other demands upon the fund for Internal Improvements provided for in this act, for a loan or loans from time to time, in all not exceeding five millions of dollars, on the faith of this State, which loan or loans shall be at an interest not exceeding six per cent. per annum, payable semi-annually, at the Treasury of this State, or at some Bank or Banks in the cities of Boston, New York or Philadelphia, as may be agreed upon and the principal of which to be reimbursable, at the pleasure of the State after the first day January, one thousand eight hundred and

seventy; and to be so negotiated, so that the proceeds may be drawn for and bear interest at any time as early as practicable, whenever the Board of Fund Commissioners may be advised by the Board of Public Works that said money will be required for the progress of any of the works of Internal Improvement contemplated in this act. The said Board of Fund Commissioners shall issue for said loans, transferable certificates, to be denominated "Certificates of Illinois Internal Improvement Stock," in the name of the State of Illinois, which when signed by the members of the Board of Fund Commissioners, or by a majority of them, and countersigned by the Auditor of Public Accounts of this State, shall be valid and binding on this State, and to facilitate the objects herein contemplated, the said Fund Commissioners shall have power to make such arrangements, relative to obtaining said loans, the payment of interest thereon, and the transmission and deposit of the money arising therefrom, as they may deem conducive to the best interests of the State and not inconsistent with the provisions of this act.

SEC. 21. The works of Internal Improvement herein contemplated shall be classed as follows:

The improvement of the navigation of the rivers and the road provided for in the 16th section of this act, shall be and compose the first class;

And the works of constructing rail roads, turnpikes and canals, shall be and compose the second class;

And the Board of Public Works shall apportion the amount of money authorized to be loaned under the provisions of this act, or so much thereof as they may deem necessary according to the estimated cost of each improvement thereof. The said Board of Public Works shall hold meetings quarterly, or at any other time, as they may deem necessary for the public interest; and when convened, they may ordain and establish all necessary by-laws and direct the business to be attended to until the next meeting, and give directions for the prosecution of the works to be performed, and the mode thereof, as they may deem necessary to the efficient prosecution of the same.

SEC. 22. The Board of Fund Commissioners shall meet at the seat of Government of this State, on the first Monday in May next, and may adjourn to meet again, at such time and place as a majority of them may think proper, and the public interest require.

SEC. 23. The money to be used by the Board of Public Works, shall be kept deposited in the Banks of the State of Illinois, to the credit of the Board of Fund Commissioners, and no money shall be drawn from any Banks except upon the order of the President of the Board of Public Works, and countersigned by a majority of the Fund Commissioners; and every order shall express the object or purpose for which the money is required.

SEC. 24. The Treasurer of the Board of Fund Commissioners shall settle with the Bank and with the Treasurer of the Board of Public Works quarterly, and the Fund Commissioners shall settle the accounts of the Treasurers of said Boards, quarterly.

SEC. 25. Hereafter the Sheriffs of each County in this State shall pay over to the State Treasurer, one half of the resident land Tax of their respective counties, on or before the first day of May annually, any law to the contrary notwithstanding.

SEC. 26. The said Board of Public Works are hereby authorized and empowered so soon as any portion of the Public Works shall be so far completed as to be ready for use, to adopt and establish such Tolls and take such measures to secure the collection and payment thereof to the Fund Commissioners, as they may deem most conducive to the public interest.

SEC. 27. The said Board of Public Works shall make semi annual reports of their proceedings to the Governor, or person administering the Government, on the first Monday in June and December annually; and also to the General Assembly at every meeting of the same,—making a statement of the receipts and expenditures, and of the location and construction of all Public Works which may have been commenced, the amount expended upon each, with such other specifications as shall be necessary to make a perfect exhibit of the progress of all the public works in the State.

SEC. 28. The Commissioners of the Board of Public Works, shall each be entitled to receive, as a compensation for his services, the same compensation as is provided in this act for the Fund Commissioners, and may allow their Secretary such compensation for his services as shall be allowed the Secretary of the Board of Fund Commissioners.

SEC. 29. The Board of Public Works are hereby required to act in conjunction with the State of Indiana, in the improvement of the navigation of the great Wabash River, agreeably to a law passed by the Legislature of that State in relation to the said improvement.

On motion,

The Senate adjourned.

SATURDAY, February 18, 1837.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

“An act to encourage Volunteer Companies.”

“An act for a State Road from Pinckneyville in Perry County, to Golconda in Pope County.”

"An act amending an act entitled an act concerning forcible Entry and detainer, approved Feb. 2d. 1827."

"An act for the relief of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Brown and Susan Williams." and

"An act to amend an act entitled an act to incorporate the inhabitants of such Towns as may wish to be incorporated, approved Feb. 12 1831.

In the passage of which several bills, they ask the concurrence of the Senate." And he withdrew.

Mr. Browning from the Committee on the Judiciary, to which was referred the Bill for incorporating the Illinois Book and publication Company.

Reported the same back with an amendment, which was read, and concurred in, and

The said Bill was ordered to be engrossed for a third reading as amended.

Mr. McLaughlin from the Select Committee, to which was referred the Bill entitled "An act to regulate divorces."

Reported the same back with an amendment, and thereupon

On motion of Mr. Vance.

The said bill and proposed amendment, were referred to the Committee on Finance.

Mr. Allen of McLean, from the select committee of five to which was referred the bill for locating a State Road from Decatur via Edinburgh to Alton.

Reported the same back with an amendment, which was read and concurred in, and said bill was ordered to be engrossed for a third reading as amended.

On motion of Mr. Allen of McLean.

The rule of the Senate was dispensed with, and said bill was read a third time by its title and passed, as amended.

On motion of Mr. Allen of McLean.

The title of the bill was amended by striking out all after the word "Decatur" and inserting the following in lieu thereof, viz:

"In Macon County to Carlinville in Macoupin County via Edinburgh in Sangamon County."

Ordered, That the title of the Bill be as amended, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

Mr. McLaughlin from the select Committee to which was referred the bill for incorporating the Kaskaskia River Exporting Company. Reported the same back with an amendment, which was read, and

On motion of Mr. Noel.

Referred together with said bill to a select Committee, which was, on motion of Mr. Servant, made to consist of five.

Ordered, That Messrs. Noel, Servant, Vance, Reilley and Mills, be that Committee.

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Noel from the select Committee of five, to which was referred the bill for incorporating the Kaskaskia River Exporting Company and the amendment reported thereto by a former select Committee.

Reported the same back without amendment, and thereupon the aforesaid amendments were read and concurred in, and the said Bill was *Ordered* to be engrossed for a third reading as amended.

On motion of Mr. Noel.

The Rule of the Senate was dispensed with, and said bill was read a third time by the title, and passed as amended.

On motion of Mr. Noel.

The title of the bill was amended, by striking out all after the word "act" and inserting the following in lieu thereof, viz:

"Fixing the times of holding Circuit Courts in the several Counties in the fourth Judicial Circuit."

Ordered, That the title of said bill be as amended, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

A message from the House of Representatives by Mr. Hardin of the House of Representatives.

MR. SPEAKER:

The House of Representatives have adopted the following resolution, viz:

Resolved, By the House of Representatives, the Senate concurring therein, That both branches of this General Assembly, adjourn *sine die*, on Monday the 27th instant—in the adoption of which, they ask the concurrence of the Senate. And he withdrew.

A message from the Council of Revision, by Mr. Owings.

MR. SPEAKER:

Bills of the following titles originating in the Senate, have been approved of by the Council of Revision, viz:

"An act to change a State road therein named."

"An act to alter the name of William Lock."

"An act to incorporate the Peoria Commercial Insurance Company."

"An act to incorporate the Illinois Beet Sugar Manufacturing Company."

"An act to incorporate the Jo Daviess Mutual Fire Insurance Company."

The Bill entitled "An Act to organize Henry County," they have authorized me to return to the Senate with the following objections thereto, viz:

COUNCIL CHAMBER, Feb'y. 17th 1837.

The Council of Revision having had under consideration an act entitled "an Act to organize Henry County," return the same as improper to become a law for the following reasons:

By the 6th section of said act—the following provisions, to wit:—

The Clerk of the County Commissioners Court shall deliver to each person elected a Justice of the Peace and Constable, a certificate of such election, and each person elected Justice of the Peace is hereby authorized, upon executing bonds as required by Law, to enter upon the duties of his office, and exercise and perform all the duties of Justice of the Peace as fully as though such persons had received a Commission from the Governor attempts to dispense with the 8th section of the fourth article of the Constitution of this State comprised in the following words, viz:—A competent number of Justices of the Peace shall be appointed in each County, in such manner as the General Assembly may direct; whose term of service, power and duties, shall be regulated and defined by law. And Justices of the Peace, when so appointed, shall be commissioned by the Governor.

It will be seen by a comparison of the provision of the law, with the section of the Constitution quoted, that it directly conflicts with, and is in direct repugnance to the constitution in authorizing the Justices of the Peace so elected to act without being Commissioned.

It is also in violation of the 26th section of the second article of the Constitution, which requires all persons appointed to office in this State, to take an oath to support the constitution of this State and of the United States, and an oath of office before entering upon the duties thereof. For these causes the bill is returned.

JOSEPH DUNCAN.
SAML. D. LOCKWOOD.
THOS. W. SMITH.
THO. C. BROWNE.
WM. WILSON."

And he withdrew.

The question still pending on the amendments proposed by Mr. Ross to the Bill in relation to Internal Improvements.

On motion,

The Senate adjourned.

MONDAY, February 20, 1837.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills of the following titles, viz:

"An act to incorporate the Pike county Mutual Fire Insurance Company,"

"An act to incorporate the Mississippi and Illinois Rail Road Company,"

"An act to incorporate the Hanover College in Tazewell county,"

"An act for the relief of the Sheriff of Shelby county,"

"An act to locate a state road from opposite Clarksville at the ferry in Calhoun county, to intersect the state road near Pittsfield in Pike county," and

"An act for the relief of Elizabeth Rice, late Elizabeth Buxton."

They have also concurred with the Senate in the passage of bills of the following titles, viz:

"An act to amend an act entitled 'an act to incorporate the Carlyle Bridge Company,'"

"An act to re-locate a part of the state road from Charleston to Paris,"

"An act to re-locate parts of certain roads,"

"An act to establish a state road therein named."

As amended by them, in which amendments they ask the concurrence of the Senate,"

And he withdrew.

Mr. Whiteside of Monroe, from the select committee to which had been referred the bill

"For incorporating the Tamarawa and Mississippi Rail Road Company,"

Reported the same back with sundry amendments,

Which was read, and

The bill was

Ordered To be engrossed for a third reading, as amended,

Mr. Hamlin, from the select committee to which was referred the bill

"For incorporating the Peoria Manufacturing and Exporting Company,"

Reported the same back with an amendment,

Which was read, and

Concurred in; and

The bill was

Ordered To be engrossed for a third reading, as amended.

On motion of Mr. Parker,

The engrossed bill

"For making certain appropriations to the county of Coles to build certain bridges, &c."

Which had been heretofore laid on the table,

Was taken up, and

Referred to a select committee,

Ordered, That Messrs. Parker, Lane and Butler, be that committee.

On motion of Mr. Turney,

The engrossed bill entitled

"An act concerning the State Treasury and for other purposes,"

Was taken up for consideration,

Read the third time, and

Passed.

On motion of Mr. Thomas,

The title of said bill was amended by striking out all after the word "act," and inserting the following in lieu thereof, viz: "for increasing the penalty of the Treasurer's Bond."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

On motion of Mr. Owen,

The bill heretofore laid on the table, entitled

"An act for the benefit of a person therein named,"

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Owen, Browning, and Bond be that committee.

On motion of Mr. Owen,

The bill heretofore laid on the table, authorizing a subscription to capital stock of the State Bank of Illinois.

Was taken up, and

Ordered To be engrossed for a third reading.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, McLaughlin, Mills, Murray, O'Rear, Owen, Pruyne, Reilley, Ross, Servant, Thomas, Vance, Whiteside of Monroe, Whiteside of Pope, Wight and Wood—23.

In the negative—

Messrs. Allen of Greene, Borrough, Craig, Hacker, Herndon, Lane, Maxwell, Mitchell, Noel, Parker, Parrish, Stadden, Turney, Warren, Weatherford and Mr. Speaker—16.

Mr. Maxwell, from the select committee to which was referred the bill for

"An act to encourage the circulation of money,"

Reported the said bill back with an amendment.

Which was read, and

Concurred in.

And the bill was

Ordered To be engrossed for a third reading as amended.

On motion of Mr. Thomas,

The bill heretofore laid on the table, for

"An act to amend the act entitled an act to incorporate the Beardstown and Sangamon Canal Company,

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Thomas, Fletcher and O'Rear be that committee.

On motion of Mr. Butler,

The bill entitled,

"An act to organize Henry county,"

Which had been returned by the Council of Revision, with their objections to the same; and

The said objections of the Council were taken up for consideration, And said bill was amended so as to obviate said objections, by striking out all of the 6th section, after the word "them" in said section, and inserting the following in lieu thereof, viz:

"And the persons so elected shall have and exercise the same jurisdiction, hold their respective offices by the same tenure, and be under the same regulations in all respects, as other Justices of the Peace and Constables of this State."

The bill was then

Passed, as amended.

Ordered, That the Secretary carry the said bill and the objections of the Council of Revision to the passage thereof, to the House of Representatives, and ask their concurrence in the passage of said bill as amended.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly-enrolled, bills of the following titles, viz:

"An act to authorize Samuel Rodger to sell and convey certain real estate therein described,"

"An act to incorporate the Rockport and Mississippi Canal Company,"

"An act to incorporate the Mississippi and Des Moines Rapids Bridge Company," and

"An act to incorporate the Mississippi and Rock River Canal Company,"

Mr. Hackelton, afterwards, from the same committee

Reported that on this day they laid the aforesaid bills before Council of Revision.

A message from the House of Representatives by Mr. Prickett their clerk—

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to create the county of Bureau,"

"An act to incorporate the Calhoun Coal and Mining Company,"

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace in and for the county of Coles,"

"An act to incorporate the Athens Female Academy,"

"An act to locate a state road from Pekin *via* Athens to Springfield,"

"An act to locate a state road in McDonough county,"

"An act to locate a state road from Chester in Randolph county to Waterloo,"

"An act for the relief of the Clerk of the County Commissioners Court of Franklin county,"

"An act to authorize Benjamin Kellogg, jr. to erect a toll bridge over the Mackinaw river, in Tazewell county,"

"An act to incorporate the Mackinaw and Illinois Canal Company,"

"An act to prevent the circulation of Bank Notes of a less denomination than five dollars in this State,"

"An act to re-locate a part of the state road leading from Springfield to Lewiston,"

"An act to incorporate the Peoria Hotel Company,"

"An act to improve the navigation of the Big Vermilion River,"

"An act supplemental to an act to incorporate the Chicago and Vincennes Rail Road Company"—approved Jan. 17, 1835,

"An act to amend an act entitled 'an act to incorporate the Franklin Manual Labor College,' approved Jan. 16, 1836,

"An act to incorporate the Hennepin Bridge Company,"

"An act to authorize Jonathan Harmson to convey real estate,"

"An act to incorporate the Essex Steam Mill Company,"

"An act to incorporate the Fairfield Library Company,"

"An act to locate a state road from Wesley city to Mackinawtown in Tazewell county,"

"An act to incorporate the town of Grafton,"

"An act to construct the Grand Pass Canal,"

"An act to incorporate the Waynesville Seminary,"

"An act to incorporate New Haven in Gallatin and White counties,"

"An act concerning Wayne county,"

"An act to incorporate the Ottawa Manufacturing Company,"

"An act to locate a state road from the Indiana line, northwest in a direction to Mineral Point,"

"An act to locate a state road from Wesley city in Tazewell county to Bloomington in McLean county,"

In the passage of which several bills they ask the concurrence of the Senate,

And he withdrew.

Mr. Lane moved,

That the bill from the House of Representatives in relation to internal improvements and the proposed amendments to said bill be laid on the table until the 1st day of December next, and 10,000 copies be printed and distributed among the people of this State,

Which was

Decided in the negative,

Ayes 14, noes 25.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Butler, Craig, Lane, Maxwell, O'Rear, Ross, Servant, Stadden, Thomas, Turney, Weatherford and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Bond, Browing, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

The question recurring upon the amendments proposed by Mr. Ross to the amendment proposed by Mr. Mitchell to said bill,

It was decided in the negative,

Ayes 17, noes 23.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Edwards, Lane, Maxwell, O'Rear, Owen, Ross, Servant, Thomas, Turney, Vance, Weatherford and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Bond, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Noel, Parker, Parrish, Pruyn, Reilley, Stadden, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

The question further recurring on the adoption of the amendment proposed by Mr. Mitchell, as amended,

It was decided in the affirmative.

Ayes 28, noes 12.

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Browning, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Maxwell, McLaughlin, Mills, Mitchell, Murray, Owen, Pruyn, Reilley, Ross, Stadden, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

In the negative—

Messrs. Butler, Craig, Edwards, Lane, Noel, O'Rear, Parker, Parrish, Servant, Thomas, Weatherford, and Mr. Speaker.

Mr. O'Rear moved further to amend said bill by adding thereto the following:

"Whereas the system of Internal Improvement provided for in this act, before the works herein named can be completed, will in all probability cost twenty millions of dollars; and whereas the interest on the loan proposed and the necessary expenses of government will amount to a very large sum, perhaps to more than a million of dollars annually, and which will make it necessary to raise the taxes to an enormous amount; and whereas we believe the people have not given their consent for the commencement of works which will involve them in any debt of near this amount—Therefore,

Be it enacted, That there shall be held an election on the first Monday in August next, to be conducted in the same manner, and under the same regulations, as general elections are in this State, at which said election, the clerk of said election shall keep a book in which they shall open two columns—the one headed, "For the Internal Improvement bill," and the other, "Against the Internal Improvement bill," and they shall set down opposite every voter's name whether he votes for or against the bill.

Sec. — As soon as the Clerks of the County Commissioners' Courts shall have opened said poll books, and ascertained the number

of votes for and against said bill, he shall forthwith forward an abstract of the same to the Secretary of State; and it shall be the duty of the Secretary of State, within six weeks after said election, in connection with the Auditor and Treasurer, to examine the returns of all the votes given on said question: & in case a majority of those voting, have voted in favor of the bill: then it shall be the duty of the Governor of the State, to issue a proclamation declaring said law in full force, and he shall also forthwith notify the said Commissioners of public works, elected under the provisions of this act, that they immediately proceed to discharge the duties imposed upon them by this act."

Mr. Whiteside of Monroe, moved

To amend said amendment, by striking out the preamble, which was decided in the negative.

Ayes, 10. Noes, 30.

Those voting in the affirmative are—

Messrs. Allen of McLean, Berrough, Browning Butler, Craig, Maxwell, Parker, Parrish, Whiteside of Monroe, and Mr. Speaker.

In the negative—

Messrs. Allen of Greene, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Lane, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Pruyn, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Pope, Wight and Wood.

The question then recurring upon the proposed amendment of Mr. O'Rear, and a division of the question being called for, the question was accordingly put upon the adoption of all of said amendments, except the preamble; and decided in the negative.

Ayes, 20. Noes, 20.

Those voting in the affirmative are—

Messrs. Allen of Greene, Berrough, Browning, Butler, Craig, Lane, Maxwell, Noel, O'Rear, Parker, Parrish, Ross, Servant, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Whiteside of Pope and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Owen, Pruyn, Reilly, Stadden, Warren, Wight and Wood.

On the question, shall the preamble be adopted?

It was decided in the negative.

Mr. Maxwell moved further to amend the bill, by inserting, "Rushville," after "Mount Sterling," in the 9th division of the 18th section, and by striking out of said division the word "Meredosia" and inserting "Beardstown" in lieu thereof; which was not agreed to.

On motion,

The Senate adjourned until 2 o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Parker from the select committee, to which was referred the engrossed bill entitled "an act making certain appropriations to the county of Coles, to build certain bridges therein named, and for other purposes."

Reported said bill back, with an amendment,

Which was read, and

Concurred in, and

It was passed, as amended.

On motion of Mr. Reilly,

The title was amended, by striking out "county," & inserting "counties." in lieu thereof; and by inserting "Jasper" after "Coles."

Ordered, That the title of the bill be as amended, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

Mr. Stadden moved.

To reconsider the vote on the amendment of Mr. O'Rear, offered this morning to the bill from the House of Representatives in relation to internal improvements, proposing to submit said bill to the People for their approval or rejection, which was decided in the negative.

Ayes, 15. Noes, 25.

Those voting in the affirmative, are—

Messrs. Allen of Greene, Borough, Butler, Craig, Lane, Maxwell, Noel, O'Rear, Ross, Servant, Stadden, Thomas, Turney, Weatherford, and Mr. Speaker.

In the Negative.

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Hacker, Hackellon, Hamlin, Herndon, M'Laughlin, Mills, Mitchell, Murray, Owen, Parker, Parrish, Pruyn, Reily, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

On motion of Mr. Vance.

The said bill was further amended by adding thereto the following:
SEC. 54. That so soon as there shall be appointed a Board of Commissioners of public Works, under the provisions of this act. Said Board of Commissioners shall proceed to survey and locate all rail roads contemplated in said act, so soon as they can possibly perform the same; and so soon as said road or roads are located, it shall be their duty to advertise the same, in some one or more Newspapers printed in this State, as said Commissioners shall think best, for contracting with any person or persons, company or companies for the construction and completion of a part or of all of said rail road, to be done on the plan laid down by the said Board of Commissioners.

SEC. 55. That it shall also be the duty of the Board of Commissioners to contract for the immediate construction, so soon as located.

of all the rail roads or parts thereof, contemplated between Quincy and the Wabash, as lines between Jacksonville in Morgan county, Springfield, in Sangamon county, Decatur in Macon county, and Danville in Vermilion county, thence to the State line in Vermilion county in a direction to Lafayette in Indiana, at such point as the Commissioners of this State and of Indiana may agree to cross the same.

SEC. 56. That any Company or Companies contracting for the construction of all or a part of said Rail Road, and furnishing money for the completion of the same (provided the amount so appropriated does not exceed the amount agreed upon by said contracting parties for the completion of said Rail Roads) and whenever said Rail Road or Roads shall be completed by said company or companies, then it shall be the duty of said Commissioners, and they are hereby required to report the same to the said Commissioners whose duty it shall be to draw a warrant or warrants in favor of the Company or Companies for the same, together with six per cent interest, from the time they commenced said work, provided they, on their part, suffered no unnecessary delay.

SEC. 57. Whenever said rail roads are completed, according to the provisions of this act, and the same paid for, then it shall be a public road, and be managed and kept in repair as all other public State roads are kept.

The Ayes and Noes being called for on the adoption of this amendment.

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Maxwell, McLaughlin, Mills, Mitchell, Murray, O'Rear, Owen, Pruyne, Reilly, Ross, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, and Wood.—33.

Those voting in the negative are—

Messrs. Allen of Greene; Lane, Noel, Parker, Parrish, Servant, and Mr. Speaker.—7.

Mr. Parker moved further to amend said bill, by adding the following proviso, to the seventh section of the bill, viz:

“Provided however, that if in the opinion of the Board of Public Works, after said survey and estimate have been made, that it be better calculated to promote the interests of the points above named, and the country through which such road may pass, to build a good turnpike road, then and in that case, they shall cause said Turnpike road to be built under the same rules and regulations of other public works named in this bill.

Mr. Hacker moved.

To amend said amendment, by striking out all after the word “case” and inserting the following words in lieu thereof, “they shall report accordingly;” which amendment was adopted.

The question then recurring on the amendment of Mr. Parker, the same was adopted as amended.

Mr. Bond moved further to amend said bill, by adding the following proviso to the end of the fourth section.

Which was agreed to.

"Provided said Board of Commissioners of Public Works, shall equalize the expenditure of the said fifty thousand dollars, as near as may be on all portions of said river susceptible of improvement, from its Junction with the Mississippi upwards, in removing the obstructions from its channel, in making short cuts across the bends, and in cleaning off the trees from the margin of the same.

Mr. Noel moved to add the following to the amendment offered by Mr. Vance.

"Provided that the money to be paid as aforesaid, shall be paid out of the fund appropriated for the construction of said road and no other. And provided further, that all parts of said road may be put under contract and completed upon the terms provided in the foregoing sections."

Which was agreed to.

Mr. Ross moved to add the following:

"There shall be loaned to the Winchester, Lynnvile and Jacksonville Rail Road Company, fifty thousand dollars out of the first money loaned by the State, to aid them in the construction of said road: upon the express condition that said company shall secure the payment of the same by bond and mortgage of the road and all the lands owned by said Company, and such further security as shall be approved of by the Governor, the interest to be six per cent per annum, payable semi-annually, the principal in ten years; said bond to be filed in the office of the Secretary of State."

Which was not agreed to.

On motion of Mr. Hacker.

The vote taken on concurring in so much of the report of the select Committee as amends the bill so as to make the central rail road strike the Mississippi at Savannah, was reconsidered.

And on the question, will the Senate concur in said amendment?

It was decided in the affirmative.

Mr. Parker moved to amend the 6th article of the 18th section, by inserting after the word "appropriated" the following:

"And that the sum of twenty five thousand dollars be, and the same is hereby appropriated to the improvement of the navigation of the Embarrass river as high as to H. R. Norfolk Mills, on said river."

Which amendment was not agreed to.

Mr. Wight moved.

To reconsider the vote heretofore taken in concurring with the select committee in their amendment to said bill, which provides for the construction of a rail road from the central rail road via Hillsboro, Carlinville and Carrollton to the Illinois River.

Which was decided in the negative.—Ayes 19. Noes 21.

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Edwards, Gatewood, Hackelton,

Hacker, McLaughlin, Mills, Murray, Owen, Parker, Parish, Warren, Whiteside of Monroe, Wight, Wood, and Mr. Speaker.

Those voting in the negative are—

Messrs. Allen of Greene, Borough, Browning, Butler, Craig, Fletcher, Hamlin, Herndon, Lane, Maxwell, Mitchell, Noel, O'Rear, Pruyn, Reily, Ross, Stadden, Thomas, Turney, Vance, and Weatherford.

On motion,

The Senate adjourned.

TUESDAY, Feb. 21, 1837.

The Senate met pursuant to adjournment.

Mr. Hickelton from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to extend the corporate powers of the Town of Peoria."

"An act for the relief of the Sheriff of Shelby County."

"An act to incorporate the Princeton Seminary."

"An act for the relief of Elizabeth Rice, late Elizabeth Buxton."

A message from the House of Representatives by Mr. Erickett, their clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills of the following titles, viz:

"An act to change a part of the State Road from Hillsboro to Alton.

An act to change the name of the Town of Selma and for other purposes."

"An act to incorporate the Pittsfield Academy."

"An act to incorporate the President and Trustees of the Rushville Seminary."

"An act to change a part of a certain Road therein named. And

"An act to review and relocate a State Road from Lebanon to Illinois Town."

They have amended the title of the last mentioned bill by striking out the words "Illinois Town" and inserting in lieu thereof, the words "Wiggins's Ferry, on the Mississippi opposite St. Louis.

In which amendment of the title they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles to wit:

"An act supplementary to an act to incorporate the Alton Marine and Fire Insurance Company. Approved February 7th 1837.

"An act for the relief of William Armstrong and William Henson.

"An act for a State road from Darwin in Clark County to the State line of Illinois in the direction to Terre Haute."

"An act to locate a State Road from Peoria by Oseola to Galena."

"An act concerning a State road from Albion to Maysville."

"An act to establish a State Road from Ottawa to Ownes at High Point."

"An act relating to the Town of Utica in the County of Fulton."

"An act to locate a State Road therein named. And

"An act to establish a State road from Meacham's Ferry in Pike county to Carlinville in Macoupin county" as severally amended by them, in which several amendments they ask the concurrence of the Senate.

They have passed bills of the following titles, viz:

"An act to incorporate the little Rock Academy."

"An act to incorporate the Beardstown Improvement Company."

"An act to incorporate the Carrollton and Bluffdale Rail Road or Turnpike Company."

"An act to relocate certain roads therein named."

"An act to incorporate the Shokokon and Rushville Rail Road Company."

"An act to incorporate the Chicago and Fox River Turnpike Road Company."

"An act for the relief of John Pierson, administrator of the Estate of Francis Prince, deceased."

An act to vacate a part of the plat of McRoberts and Walkers addition to the Town of Danville."

"An act for certain State Roads therein named."

"An act to incorporate the Chippewa Dry Dock Company."

"An act to locate a State Road from Nelson in Shelby county to Le Roy in McLean county."

"An act to Amend an act entitled "An act to incorporate the inhabitants of such Towns as may wish to be incorporated."

"An act for the relief of the inhabitants of Township 10, in range number 9, in Gallatin county."

"An act supplemental to an act entitled "an act to erect certain Bridges Approved Jan. 22, 1831."

"An act to define the western boundary line of Adams county," and

"An act to relocate part of certain State roads therein mentioned." In the passage of which several bills they ask the concurrence of the Senate." And then he withdrew.

Mr. Butler from the select Committee to whom was referred the Bill from the House of Representatives for an act to locate a State Road from a point on the Mississippi river opposite Burlington to Farmington in Fulton county,"

Reported the same back to the Senate, with sundry amendments, Which were read, and

Concurred in.

And the said bill was

Ordered, To be read a third time as amended.

Mr. Hackelton from the Select Committee, to whom was referred the bill for

"An act to incorporate the Companies therein named,"

Reported the same back to the Senate, with sundry amendments,

Which were read, and

Concurred in; and

The said bill, as amended, was

Ordered, To be engrossed and read a third time.

Mr. Owen from the select committee, to whom was referred the bill for

"An act for the benefit of a person therein named."

Reported the same back to the Senate, with an amendment,

Which was read, and

Concurred in.

And the Bill was

Ordered, To be engrossed for a third reading, as amended.

On motion of Mr. Browning.

The rule of the Senate was dispensed with, and

The said bill as amended, was

Read a third time, and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

The bill from the House of Representatives, in relation to Internal Improvements, coming up for consideration.

Mr. Whiteside of Monroe, moved

To amend said bill, by striking out the 12th article, of the 18th section, so much of said article as provides for constructing a Rail Road from Hillsboro to the Illinois river, and inserting in lieu thereof a provision for constructing a Rail Road from Hillsboro via Upper Alton to Lower Alton," and further, by striking out of the 7th line of said section, "seven," and inserting "six," in lieu thereof.

A division of the question being called for, the question was accordingly put, upon striking out, and decided in the affirmative.

Ayes, 24. Noes, 16.

Those voting in the affirmative, are—

Messrs. Allen of McLean, Bond, Edwards, Gatewood, Hackelton, Hacker, Hamlin, McLaughlin, Mills, Mitchell, Murray, Owen, Parker, Parish, Pruyne, Reily, Servant, Stadden, Vance, Warren, Whiteside of Monroe, White, Wood and Mr. Speaker.

Those voting in the negative are—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Fletcher, Herndon, Lane, Maxwell, Noel, O'Rear, Ross, Thomas, Turney Weatherford, Whiteside of Pope.

The question was then taken on inserting, and decided in the affirmative.

Yeas, 27. Nays, 13.

Those voting in the affirmative are—

Messrs. Allen of M'Lean, Bond, Browning, Craig, Edwards, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Wood.

In the negative—

Messrs. Allen of Greene, Borrough, Butler, Fletcher, Herndon, Lane, Maxwell, O'Rear, Stadden, Thomas, Turney, Weatherford, and Mr. Speaker.

On Motion of Mr. Gatewood.

The bill was further amended, by striking out the word "double" and inserting the word "single" in lieu thereof, in the third line of the 35th section.

Mr. Stadden moved.

Further to amend said bill, by adding to the sixth division, the following "That fifty thousand dollars, is hereby appropriated to the Vincennes and Chicago State road, to be expended in improving said road, under the direction of the Commissioners, for the fourth and seventh Judicial Circuits. Which was decided in the negative.

Yeas, 9. Nays, 30.

Those voting in the affirmative are—

Messrs Allen of Greene, Borrough, Hackelton, Noel, O'Rear, Parker, Reilley, Stadden and Vance.

In the negative—

Messrs. Allen of McLean, Bond, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Owen, Parrish, Pruyne, Ross, Servant, Thomas, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, Wood and Mr. Speaker.

Mr. Stadden moved,

Further to amend said bill by striking out the word, "point at or near the southern termination of the Illinois and Michigan Canal," and inserting the following words "some suitable and proper point on the Illinois river, in the county of La Salle," in lieu thereof, which was not agreed to.

Mr. Noel moved to amend the amendment reported by the select committee, in the 28th line of the 14th article, by adding the following after the word "Illinois," and before the word "the." "Also a route from Paris in Edgar county, to Decatur in Macon county."

Which was not adopted.

Yeas, 14. Nays, 25.

Those voting in the affirmative are—

Messrs. Allen of Greene, Borough, Browning, Craig, Fletcher, Hack-

elton, Maxwell, Noel, O'Rear, Parker, Reilley, Ross, Stadden, and Turney.

In the negative—

Messrs. Allen of McLean, Bond, Butler, Edwards, Gatewood, Hacker, Hamlin, Herndon, Lane, Mills, Mitchell, Murray, Owen, Parrish, Pruyne, Servant,, Thomas, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight Wood and Mr. Speaker.

Mr. Whiteside of Monroe moved.

To amend said bill further, by adding the following to the 18th section, as an additional article, viz:

"There shall be appropriated the sum of one hundred thousand dollars, of the first moneys that shall be obtained under the provisions of this act, to be drawn by the several counties (in a rateable proportion to the census last made,) through which no rail road or canal is provided to be made, at the expense or cost of the State of Illinois; which said moneys shall be expended in the improvement of roads, constructing bridges, and other public works."

On motion of Mr. Gatewood.

Said amendment was amended, by striking out "one hundred thousand," and inserting "two hundred thousand," in lieu thereof.

And then was adopted as amended.

Yeas 31. Nays. 9.

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, Herndon, Lane, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Reilley, Ross, Servant, Stadden, Turney, Vance, Whiteside of Monroe, Whiteside of Pope, and Wight.

In the negative—

Messrs. Hacker, Maxwell, O'Rear, Pruyne, Thomas, Warren, Weatherford, Wood and Mr. Speaker.

Mr. Lane moved.

To amend said bill by adding at the end of the eighth article of the 18th section, the following;

"And also a rail road diverging from some suitable point on the central Rail road, and running to Shawneetown via Mount Vernon, Jefferson county, and McLeansboro in Hamilton county, and the sum of five hundred thousand dollars is hereby appropriated to the construction of the same."

Which was decided in the negative.

Yeays 6. Noes 32.

Those voting in the affirmative are,

Messrs. Allen of Greene, Borrough, Lane, O'Rear, Thomas and Turney.

In the negative.

Messrs. Allen of McLean, Bond, Browning, Butler, Craig, Edwards, Gatewood, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross,

Servant, Stadden, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, Wood, and Mr. Speaker.

Mr. Servant moved,

The previous question, and on the question, shall the main question be now put?

It was decided in the affirmative, and

The main question was accordingly put, viz:

Shall the said bill be read a third time?

Decided in the affirmative.

Yeas 25. Nays 15.

Those voting in the affirmative are,

Messrs. Allen of McLean, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mills, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilley, Stadden, Vance, Warren, Whiteside of Monroe, Wight and Wood.

In the negative.

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Lane, Maxwell, O'Rear, Ross, Servant, Thomas, Turney, Weatherford, Whiteside of Pope, and Mr. Speaker.

On motion,

The Senate adjourned. until 2 o'clock P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Hackelton, from the committee on enrolled bills, reported as having been this day laid before the Council of Revision bills of the following titles, viz:

"An act to extend the corporate powers of the town of Peoria,"

"An act for the relief of the Sheriff of Shelby county,"

"An act to incorporate the Princeton Seminary,"

"An act for the relief of Elizabeth Rice, late Elizabeth Buxton."

On motion of Mr. Turney,

The bill for "An act to abolish Calhoun county," which had been heretofore laid on the table, was taken up, and on the question,

Shall the said bill be engrossed and read a third time? It was decided in the affirmative.

Yeas, 22. Nays, 15.

Those who voted in the affirmative are—

Messrs. Allen of Greene, Allen of M'Lean, Bond, Borrough, Craig, Hackelton, Hamlin, Herndon, M'Laughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parrish, Ross, Stadden, Thomas, Turney, Warren, Weatherford, and Whiteside of Pope.

In the negative—

Messrs. Browning, Butler, Edwards, Fletcher, Gatewood, Hacker, Lane, Mills, Parker, Pruyn, Servant, Vance, Whiteside of Monroe, Wight, and Mr. Speaker.

A message from the House of Representatives, by Mr. Prickett, their clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to continue the charter of the bank of Kaskaskia, for a limited time,"

"An act to amend an act entitled an act for the construction of the Illinois and Michigan canal." Approved Jan. 9, 1836,

"An act to locate a State road from Grafton to Wood river, in the passage of which several bills they ask the concurrence of the Senate. They have concurred with the Senate in the passage of the bill entitled "An act to incorporate the stockholders of the Pittsfield and Mississippi rail road company," as amended by them, in which amendments they ask the concurrence of the Senate.

A message from the Council of Revision, by Mr. Owings:

MR. SPEAKER:

The Council of Revision have approved bills of the following titles, viz:

"An act to incorporate the Rockport and Mississippi canal company,"

"An act to extend the corporate powers of the town of Peoria."

"An act to incorporate the Mississippi and Desmoine Rapids bridge company,"

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described,"

"An act for the relief of the Sheriff of Shelby county," and

"An act to incorporate the Princeton Seminary."

On motion of Mr. Ross,

The amendments of the House of Representatives to the bill for incorporating the Pittsfield and Mississippi rail road company was taken up for consideration, and a division of the question being called for on said amendments, the question was accordingly put upon the two first of said amendments, and decided in the affirmative.

On the question of concurrence in the third, one of said amendments proposing to add a 14th section to the aforesaid bill, it was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

The engrossed bills of the following titles, viz:

"An act appropriating the residue of the Vermillion Saline lands to the county of Vermillion, for the purpose of building a bridge across the big Vermillion river."

"An act to incorporate the town of Greenfield, in Green county,"

"An act to legalize the sale of school lands in Pike county,"

"An act to locate a State road from Princeton to Pawpaw grove,"

“An act to incorporate the city of Chicago,”

“An act to incorporate the town of Carlinville,”

“An act to incorporate the Illinois and Rock Island rail road company.”

“An act to incorporate the Illinois book and publication company,”

“An act authorizing a subscription to the capital stock of the State Bank of Illinois,” and

“An act to incorporate the Peoria manufacturing and exporting company,”

Were severally read the third time, and

Passed.

The engrossed bill entitled “An act to incorporate the Wabash rail road company,” was read the third time, and

On motion of Mr. Pruyn,

Amended by striking out of the 8th section the words “Sale or cession,” and

On motion of Mr. Gatewood,

Farther amended by striking out the 8th section

The said bill was then passed as amended.

Ordered, That the titles of the aforesaid bills be respectively, as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The engrossed bill entitled “An act to put more money into the pockets of the people than you take out,” was read the third time, and

Passed.

On motion of Mr. Thomas,

The title of said bill was amended by striking out all after the word “act,” and inserting the following in lieu thereof, viz: “Supplement to the act incorporating the Kaskaskia bridge company.”

The engrossed bill entitled

“An act to encourage the circulation of money,” was read the third time and

Passed.

On motion of Mr. Allen of M’Lean,

The title of said bill was amended so as to make it “An act to amend the act incorporating the Springfield and Alton turnpike road company”

Ordered, That the titles of the two bills last aforesaid be respectively as amended, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The bill from the House of Representatives entitled “An act for a State road from Jacksonville to Syracuse and Bloomington,” was read the third time, and

Passed as amended.

Ordered, That the title of this bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

The bill entitled "An act to change a certain State road, and for other purposes," was read the second time, and

On motion of Mr. Hamlin,
Referred to a select committee.

Ordered, That Messrs. Hamlin, Turney, and Whiteside of Monroe, be that committee.

The bill entitled "An act to reduce the premium on wolf scalps," was read the second time.

Whereupon Mr. Parker moved that said bill be referred to a select committee, which was not agreed to.

On motion of Mr. Thomas,
Ordered, That the bill lie on the table.

The bills of the following titles, viz:

"An act making appropriations on the road from Ford's Ferry, by way of Equality to Carlisle and Nashville,"

"An act to incorporate the Gallatin Academy,"

"An act to lay out a State road from Shawneetown to Equality," and

"An act to incorporate the company therein named," were severally read the second time, and

On motion of Mr. Gatewood,
Referred to a select committee.

Ordered, That Messrs. Gatewood, Lane, and Wood, be that committee.

The bill entitled "An act to establish county Seminaries, and to promote the general cause of common school education," was read the second time, and

On motion of Mr. Gatewood,

Committed to the same committee of the whole to which had been committed several other bills on the subject of education.

The bill entitled "An act to reduce the pay of members of the Legislature, and to correct extravagant disbursements of the public money," was read the second time, and

On motion of Mr. Bond,
Referred to a select committee.

Ordered, That Messrs. Bond, Gatewood, and Whiteside of Pope, be that committee.

The bills of the following titles, viz:

"An act to limit the powers of incorporate towns," and

"An act to regulate and reduce the fees of Clerks, Sheriffs, Judges of Probate, and other officers were severally read the second time, and

On motion of Mr. Thomas,
Referred to a select committee.

Ordered, That Messrs. Thomas, O'Rear, and Borrough, be that committee.

The bill entitled "An act concerning public roads, and for other purposes," was read the second time, and

On motion of Mr. Weatherford,
Referred to a select committee.

Ordered, That Messrs. Weatherford, Turney, and Browning, be that committee.

The bill entitled "An act to require the Governor to reside at the seat of government, and to provide an executive office, and for other purposes," was read the second time, and

On motion of Mr. Thomas,

Laid on the table.

The bill entitled "An act concerning evidence in certain cases," was read the second time, and

On motion of Mr. Thomas,

Referred to the committee on the judiciary.

The bill entitled "An act to incorporate the Rector steam mill company, in Hamilton county," was read the second time, and

Ordered, To be engrossed to a third reading.

The bill from the House of Representatives, for "An act to establish a State road from the State road leading from Springfield to Decatur, to Waynesville in M'Lean county," was read and ordered to a second reading, and

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with, and the said bill was read a second time by its title, and ordered to a third reading.

The bill from the House of Representatives for "An act laying out certain State roads," was read and ordered to a second reading, and

On motion of Mr. Allen of Greene,

The rule of the Senate was dispensed with, and said bill was read a second by its title, and referred to a select committee.

Ordered, That Messrs. Allen of Greene, Ross, and O'Rear be that committee.

The bill from the House of Representatives, for "An act to incorporate the Liberty and Pinckneyville rail road company," was ordered to a second reading.

On motion of Mr. Wood,

The rule of the Senate was dispensed with, and the said bill was read a second time by its title, and

On motion of Mr. Servant,

Referred to a select committee.

Ordered, That Messrs. Servant, Wood, and Murray, be that committee.

The bill from the House of Representatives, for "An act to locate a State road from the Mississippi to Macomb," was read and ordered to a second reading.

On motion of Mr. Browning,

The rule of the Senate was dispensed with, and the said bill was read a second time by its title, and

On motion of Mr. Owen,

Referred to a select committee.

Ordered, That Messrs. Owen, Browning, and Hackelton be that committee.

The bill from the House of Representatives for "an act to locate a State road from Newton in Jasper county to Decatur in Macon county."

Was read, and

Ordered, To a second reading.

On motion of Mr. Parker.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and referred to a select committee.

Ordered, That Messrs. Parker, Reilley, and Allen of McLean be that Committee.

The bill from the House of Representatives for "an act to authorize the trustees of the Town of Pekin to keep a Ferry over the Illinois river.

Was read, and

Ordered, To a second reading.

On motion of Mr. Mitchell.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and referred to the committee on petitions.

The bill from the House of Representatives for an act to locate a State road from Ellisville in Fulton county to Macomb in McDonough county, and to declare a certain road therein named, a "State road."

Was read, and

Ordered, To a second reading.

On motion of Mr. Hackelton.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and referred to a select committee.

Ordered, That Messrs. Hackelton, Owen, and Butler, be that committee.

The bill from the House of Representatives for "An act to incorporate the Canton and Utica rail road company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Hackelton.

The rules of the Senate was dispensed with, and said bill was read a second time by its title and referred to a select committee.

Ordered, That Messrs. Hackelton, Hamlin and Pruyn, be that committee.

The bill from the House of Representatives for an act to locate a state road from Shawneetown in Gallatin county, to Golconda in Pope county,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Whiteside of Pope.

The rules of the Senate was dispensed with, and said bill was read a second time by its title; and amended by filling the blank in the first section with the name of "John Howard" and the said bill was then

Ordered, To be read a third time as amended.

The bills from the House of Representatives for an act to change a part of the State road leading from Meredosia to Quincy." And for "An act to locate a State road from Beardstown to Mount Sterling."

Were severally read, and

Ordered, To a second reading.

The bill from the House of Representatives for an act declaring the
"road from Knoxville to Stephenson, a State road."

Was read, and

Ordered, To a second reading.

On motion of Mr. Butler.

The rule of the Senate was dispensed with, and said bill was read a
second time by its title, and

Ordered, To a third reading.

"The bill from the House of Representatives for an act, concerning
process."

Was read, and

Ordered, To a second reading.

On motion of Mr. Browning, the rule of the Senate was dispensed
with, and said bill was read a second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act for the relief of the infant heirs of James Woodside de-
ceased."

Was read, and

Ordered, To a second reading.

On motion of Mr. Wood.

The rule of the Senate was dispensed with, and said bill was read a
second time by its title and referred to a select committee.

Ordered, That Messrs. Wood, McLaughlin and Hacker be that
committee.

The bill from the House of Representatives for "an act to relocate a
part of the State road from Springfield to Peoria.

Was read, and

Ordered, To a second reading.

On motion of Mr. Herndon.

The rule of the Senate was dispensed with and said bill was read a
second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for "an act to relocate a
part of the State road from Decatur to Bloomington.

Was read, and

Ordered, To a second reading.

On motion of Mr. Allen of McLean.

The rule of the Senate was dispensed with, and said bill was read a
second time by its title, and thereupon

Ordered, To a third reading.

The bill from the House of Representatives, for

"An act to locate a State road therein named,"

Was read and ordered to a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and thereupon

Ordered, To a third reading.

The bill from the House of Representatives, for

"An act authorizing suits against persons whose names are unknown, in certain cases,"

Was read and

Ordered, To a second reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to the committee on the judiciary.

The bill from the House of Representatives for

"An act supplemental to an act entitled: 'An act to incorporate the president & directors company of the Bank of Illinois at Shawneetown.'"

Was read and

Ordered, To a second reading.

On motion of Mr. Ross,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to the committee on the judiciary.

The bill from the House of Representatives for

"An act for a State road from J. B. Seward's, in Montgomery county, to Bailey Taylor's, in Macoupin county,"

Was read and

Ordered, To a second reading.

On motion of Mr. Craig,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Craig, Borrough, and Allen of Greene, be that committee.

The bill from the House of Representatives for

"An act providing for the location of a State road from Danville to Havannah,"

Was read and

Ordered, To a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Vance, Allen of M'Lean, and Herndon, be that committee.

The bill from the House of Representatives for

"An act for the formation of the county of Coffee,"

Was read and

Ordered, To a second reading.

On motion of Mr. Butler,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to the committee on the judiciary.

Mr. Hamlin presented the remonstrance of sundry inhabitants of Peoria county, against a division of said county, which was, on his motion,

Referred to the committee on the judiciary.

The amendments of the House of Representatives to the bill for "An act to locate a State road from Peoria by Rome and Chillicothe to Princeton, in Putnam county,"

Were read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Thomas,

The bill for

"An act to protect the canal lands against trespasses,"

Together with the amendments of the House of Representatives thereto, was

Referred to the committee on canals and canal lands.

On motion,

The Senate adjourned.

WEDNESDAY, February 22 1837.

Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their Clerk.

The House of Representatives have passed bills of the following titles, viz:

"An act to incorporate the Waynesville and Petersburg rail road company."

"An act for the benefit of the infant heirs of William B. Collins, deceased."

"An act for the benefit of McLean county."

"An act to locate a State road from Pekin, by Havana to Jacksonville, and from Havana to Athens." And

"An act to incorporate the Vulcan Foundry in Alexandria county."

In the passage of which several bills, they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled,

"An act to amend an act, entitled "An act for the organization and government of the Militia of this State."

Approved March 2d 1833, as amended by them.

In which amendment they ask the concurrence of the Senate.

And he withdrew.

Mr. Turney from the committee on the Judiciary, to which was referred the bill from the House of Representatives, for

"An act authorizing suits against persons whose names are unknown in certain cases."

Reported the same back without amendment.

Ordered, To a third reading.

Mr. Allen of Greene, from the select committee to which was referred the bill from the House of Representatives for,

"An act laying out certain State roads."

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Ordered, To a third reading, as amended.

Mr. Turney from the committee of conference appointed on the disagreeing vote of the two Houses, on the amendment of the Senate to the bill from the House of Representatives entitled "an act to incorporate the Jerseyville Hotel Company."

Reported that said committee had had the said bill and amendments under consideration, and recommend to the Senate to recede from said amendment to said bill.

Which was accordingly done.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Servant from the select committee, to which was referred the bill from the House of Representatives for,

"An act to incorporate the Liberty and Pinckneyville Rail Road Company."

Reported the same back with amendments.

Which were read, and

Concurred in.

Ordered, To a third reading as amended.

Mr. Vance from the select committee to which was referred the bill from the House of Representatives for,

"An act providing for the location of a state road from Danville to Havanna."

Reported the same back with amendments,

Which were read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Vance.

The rule of the senate was dispensed with, and said bill read a third time by its title, and

Passed.

On motion of Mr. Vance.

The title of the bill was amended by striking out "Havanna" and inserting "Newcastle" in lieu thereof.

Ordered, That the title of the bill be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to the said bill, and the title thereof.

Mr. McLaughlin from the select committee to which was referred the bill for,

“An act to alter a certain state road in Fayette county.

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Ordered, That the bill be engrossed for a third reading as amended.

Mr. Mitchell from the select committee, to which was referred the bill for,

“An act to locate a State road from Cleaveland in Tazewell county, to Versailles in McLean county.

Reported said bill back with an amendment.

Which was read, and

Concurred in.

Ordered, That the bill be engrossed for a third reading as amended.

Mr. Wood from the select committee to which was referred the Bill for

“An act for the relief of the infant heir of James Woodside deceased.”

Reported the said bill back without amendment.

Ordered, To a third reading.

Mr. Hackelton from the select committee to which was referred the bill from the House of Representatives for,

“An act to incorporate the Canton and Utica Rail Road Company.

Reported the same back without amendment.

Ordered, To a third reading.

On motion of Mr. Hackelton.

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill.

Mr. Owen from the select committee to which was referred the bill from the House of Representatives for,

“An act to locate a State road from the Mississippi to Macomb.”

Reported the same back without amendment.

Ordered, To a third reading.

Mr. Parrish from the select committee to which was referred the bill for,

“An act regulating Justices of the Peace in civil cases.”

Reported the same back with an amendment.

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading, as amended.

Mr. Bond from the select committee to which was referred the bill for,

"An act to reduce the pay of members of the Legislature."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading, as amended.

Mr. Gatewood from the select committee to which had been referred the bill for,

"An act to lay out a State road from Shawneetown to Equality."

Reported the same back with an amendment.

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading, as amended.

The engrossed bills of the following titles, viz:

"An act to incorporate the Tamarawa and Mississippi rail road Company."

"An act to incorporate the Rector Steam Mill Company."

Were severally read a third time, and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and

Ask their concurrence therein.

The engrossed bill, entitled

"An act to abolish the county of Calhoun."

Was read the third time, and

Passed.

Ayes 24; Noes 15.

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Bond, Borough, Craig, Hackelton, Hamlin, Herndon, McLaughlin, Mitchell, Murray, Noel, O'Rear, Owen, Parrish, Reily, Ross, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside of Pope, and Wight.

In the negative—

Messrs. Browning, Butler, Edwards, Fletcher, Gatewood, Hacker, Lane, Mills, Parker, Pruyne, Servant, Vance, Whiteside of Monroe, Wood and Mr. Speaker.

Mr. Servant moved.

To amend the title of the bill, by striking out all after the word "Act" and inserting in lieu thereof, the following, viz:

"Inflicting a vital stab upon the Constitution."

Which was not agreed to.

On motion of Mr. Turney.

The title was amended by striking out all after the word "Act" and inserting the following in lieu thereof, viz:

"To provide for the election of a probate Justice of the Peace."

The engrossed bill entitled,

"An act to incorporate the companies therein named."

Was read the third time, and

Passed.

On motion of Mr Hackelton.

The title of the bill was amended, by striking out all after the word
"incorporate" and inserting the following in lieu thereof, viz:

"Lewistown and Liverpool Rail Road Company."

Ordered, That the titles of the two bills last aforesaid, be respectively amended, and that the Secretary inform the House of Representatives of the passage of said bills.

And ask their concurrence therein.

On motion of Mr. Thomas.

The rule of the Senate was dispensed with, and the bill from the House of Representatives for,

"An act to establish and maintain a general system of Internal Improvement."

Was read the third time by its title, and

On motion of Mr. Hacker.

Amended, by striking out of the 5th line of the 6th section, the word
"March" and inserting **"April"** in lieu thereof.

Mr Lane moved, further

To amend the bill by inserting between the words **"via"** and **"Vandalia,"** in the 7th article of the 18th section the word **"Mount Vernon."**

Which was not agreed to.

On the question shall the bill pass, as amended?

It was decided in the affirmative.

Ayes 25. Noes 15.

Those voting in the affirmative are,

Messrs. Allen of McLean, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, McLaughlin, Mills, Mitchell Herndon, Murray, Noel, Owen, Parker, Parrish, Pruyn, Reilly, Stadden, Vance, Warren, Whiteside of Monroe, Wight and Wood.

In the Negative.

Messrs. Allen of Greene, Borough, Browning, Butler, Craig, Lane, Maxwell, O'Rear, Ross, Servant, Thomas, Turney, Weatherford, Whiteside of Pope and Mr. Speaker.

The bills from the House of Representatives, of the following titles, viz:

"An act to locate a state road from a point on the Mississippi river opposite Burlington, to Farmington, in Fulton county," and

"An act to locate a state road from Shawneetown, in Gallatin county, to Golconda, in Pope county,"

Passed as amended.

Ordered, That the titles of the foregoing bills from the House of Representatives be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their

concurrence in the amendments of the Senate thereto.

The bills from the House of Representatives of the following titles, viz:

"An act to establish a state road from the state road leading from Springfield to Decatur, to Waynesville, in M'Lean county,"

"An act declaring the road from Knoxville to Stephenson a state road,"

"An act concerning process,"

"An act to re-locate part of the state road from Springfield to Peoria,"

"An act to re-locate a part of the state road from Decatur to Bloomington," and

"An act to locate a state road therein named,"

Were severally read the third time and Passed.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bills from the House of Representatives of the following titles, viz:

"An act to change in part a state road leading from Madison to Quincy," and

"An act to locate a state road from Beardstown to Mount Sterling,"

Were severally read the second time, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to locate certain state roads therein named,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Hamlin,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and ordered to a third reading.

The amendments of the House of Representatives to the bills of the following titles, viz:

"An act to locate a state road from Chester to Belleville."

"An act to incorporate the towns therein named, and for other purposes,"

"An act to locate a state road from Nashville, in Washington county, to Equality, in Gallatin county,"

"An act to incorporate the Illinois beet sugar, silk, and vegetable oil manufacturing company," and

"An act to regulate proceedings by attachment before Justices of the Peace,"

Were severally read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendment of the Senate to the bill from the House of Representatives, entitled

“An act allowing compensation to judges and clerks of election in certain cases,”

Coming up for consideration, Mr. Ross moved that the Senate do recede from their amendment, which was decided in the negative,

So the Senate refused to recede from their amendment to said bill.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendment of the House of Representatives to the preamble and resolution of the Senate requiring the Secretary of State to cause to be published, &c. the act of last session entitled.

“An act to ascertain the county line between the counties of Morgan and Sangamon,”

Were read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

“An act for a State road from Griggsville *via* Portland to Joshua Hanks’, in Green county,”

Was read and

Ordered, To a second reading.

On motion of Mr. Allen of Greene,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Ross,

Referred to a select committee.

Ordered, That Messrs. Ross, Turney, and Allen of Greene, be that committee.

The bill from the House of Representatives, entitled

“An act to vacate the survey and plat of the town of Concord and West Windsor,”

Was read and

Ordered, To a second reading.

The bill from the House of Representatives for

“An act to establish the county of Livingston,”

Was read and

Ordered, To a second reading.

On motion of Mr. Allen of M’Lean,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Stadden,

Referred to a select committee.

Ordered, That Messrs. Stadden, Allen of M’Lean, and Vance, be that committee.

The bill from the House of Representatives, for

“An act for the relief the heirs of John Thompson deceased,”

Was read and

Ordered, To a second reading.

On motion of Mr. Servant,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to locate a state road from Decatur to Waynesville,"

Was read and

Ordered To a second reading,

On motion of Mr. Allen of M'Lean,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of M'Lean, Vance, and Mitchell, be that committee.

The bill from the House of Representatives for

"An act to locate a state road from Thornton to Lockport, Plainfield and Blackberry Creek,"

Was read and

Ordered, To a second reading.

On motion of Mr. Pruyn,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork,"

Was read and

Ordered To a second reading..

On motion of Mr. Lane,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

On motion,

The Senate adjourned.

THURSDAY, February 23, 1837.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett, their clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in

their amendments to the bill from the House of Representatives entitled
 "An act to establish and maintain a general system of Internal Improvements."

And he withdrew.

Mr. Turney from the select committee to which was referred the bill for

"An act to incorporate the Carrollton Steam Mill Manufacturing Company."

Reported the same back with an amendment, which,

On motion of Mr. Hacker,

Was amended by adding the following, viz:

Sec. 12. That the powers, provisions, rights and immunities hereby granted by this act to the Carrollton Steam Mill Manufacturing Company, be, and the same are hereby fully, to all intents and purposes conferred upon Jesse C. Smith, his associates, successors and assigns, under the style and name of the "Mississippi River Company."

And the said Company may erect Mills works and buildings for Manufacturing purposes at or below the town of Grafton on the Mississippi River, and may export their products and manufactures. And said Smith is hereby appointed Commissioner to obtain subscriptions for said stock in manner provided in section 4th of this act. And the first meeting of said stockholders shall be held at Grafton aforesaid in Greene county." And also by filling the blank in the 10th section with "fifty."

Ordered, To be engrossed for a third reading, as amended.

Mr. Allen of McLean from the select committee to which was referred the bill from the House of Representatives for an act to locate a state Road from Decatur to Waynesville."

Reported the same back with sundry amendments which were read, And concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Allen of McLean.

The rule of the Senate was dispensed with and said bill was read a third time by its title, and

Passed as amended.

Ordered, That the title of said bill be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to said bill.

Mr. Weatherford from the select committee to which was referred the bill for,

"An act incorporating the Jacksonville and Waverly rail road Company."

Reported the same back with an amendment.

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

Mr. Hackelton, from the committee on enrolled bills,

Reported as correctly enrolled, bills of the following titles, viz: -

"An act to locate a State road from Peoria by Rome and Chilicothe to Princeton in Putnam county."

"An act to change a part of the State road from Hillsboro to Alton."

"An act to incorporate the Mississippi and Illinois Rail Road Company."

"An act to incorporate the Canton and Utica Rail Road Company."

"An act to locate a state road therein named."

"An act to relocate a part of the State road from Decatur to Bloomington." and

"An act to change a part of a certain road therein named." and

"Mr. Hackelton afterwards from the same committee reported, That on this day they laid the abovemention bills before the Council of Revision.

Mr. Craig from the select Committee to which was referred the bill for

"An act making an appropriation to build a bridge across the east fork of Shoal creek in Montgomery county."

Reported the same back with an amendment.

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading, as amended.

Mr. Thomas from the select committe to which was referred the bill for

"An act to regulate and reduce the fees of Clerks, Sheriffs, Judges of Probate and other officers."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

Mr. Hacker from the select committee to which was referred the bill for

"An act to incorporate the Cairo City and Canal Company."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading, as amended.

Mr. Parker from the select committee to which was referred the bill from the House of Representatives, for

"An act to locate a State road from Newton in Jasper county to Decater in McLean county."

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Parker.

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Mr. Parker from the select committee to which was referred the bill from the House of Representatives for

"An act to relocate the seat of Justice of Clark county."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Ordered, That the titles of said bills be respectively as aforesaid, and that the Senate inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

Mr. Stadden from the select committee to which was referred the bill from the House of Representatives for

"An act to establish the county of Livingston."

Reported the same back without amendment.

ORDERED, To a third reading.

On motion of Mr. Stadden.

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

ORDERED, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Browning from the select committee, to which was referred the bill from the House of Representatives for

"An act for the organization of the county of Van Buren."

Reported said bill back without amendment, and

On motion of Mr. Browning.

The said bill was indefinitely postponed.

ORDERED, That the Secretary inform the House of Representatives thereof.

Mr. Fletcher from the select committee to which was referred the bill for

"An act to incorporate the Springfield and Jacksonville Rail Road Company."

Reported the same back with an amendment.

Which was read, and

Concurred in.

ORDERED, To be engrossed for a third reading, as amended.

On motion of Mr. Allen of Greene.

Leave of absence was given to Mr. Borrough for one week.

The engrossed bill entitled,

"An act to reduce the pay of Members of the Legislature and to cor-

rect extravagant disbursements of the public money."

Was read the third time, and
Passed.

On motion of Mr. Whiteside of Pope.

The title of said bill was amended so as to make it

"An act authorizing Willis T. Reed, to establish a ferry at New Port, on the Ohio River, and for other purposes."

The engrossed bill entitled

"An act regulating Justices of the Peace in civil cases,"

Was read the third time, and

Passed.

On motion of Mr. Parrish, The title was amended so as to make it

"An act to authorize William D. Rummond to build a mill dam on Big Muddy River."

The engrossed bill entitled,

An act to locate a road from Cleaveland in Tazewell county to Versailles in McLean county."

Was read the third time, and

Passed.

On motion of Mr. Mitchell.

"The title of the bill was amended by adding thereto, the words "and for other purposes."

ORDERED, That the titles of said bills be respectively as amended, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The engrossed bills of the following titles, viz:

"An act to lay out a State road from Shawneetown to Equality."

"An act to alter a certain State road in Fayette county"

Were severally read the third time, and

Passed.

ORDERED, That the titles of the bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act authorizing suits against persons whose names are unknown, in certain cases."

"An act for the relief of the infant heir of James Woodside deceased."

An act to locate a state road from the Mississippi to Macomb."

"An act to change in part a State road leading from Meradocia to Quincy."

"An act to locate a state road from Beardstown to Mt. Sterling."

"An act to locate certain state roads therein named,"

"An act for the relief of the heirs of John Thompson deceased,"

"An act to locate a state road from Thornton to Lockport, Plainfield, and Blackberry Creek," and

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork,"

Were severally read the third time and passed.

ORDERED, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bills from the House of Representatives of the following titles, viz:

"An act laying out certain state roads," and

"An act to incorporate the Liberty and Pinckneyville rail road company,"

Were severally read the third time, and

Passed as amended,

ORDERED, That the titles of the bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and request their concurrence in the amendments of the Senate to said bills respectively.

The bill from the House of representatives entitled,

"An act to vacate the survey and plat of the town of Concord and West Windsor,"

Was read the second time, and

ORDERED, To a third reading.

On motion of Mr. Hamlin.

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and passed.

ORDERED, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill.

A message from the Governor by Mr. Field, Secretary of State.

MR. SPEAKER:

I am directed by the Governor, to lay before the Senate, two several communications in writing, and he withdrew,

Whereupon Mr. Speaker laid before the Senate the following communication from the Governor, viz:

"EXECUTIVE DEPARTMENT, ILLINOIS, }
VANDALLA, Feb, 23, 1837. }

To the Honorable the Speaker of the Senate:

SIR—

A vacancy has occurred in the office of Judge of Probate for the county of Wayne, by the resignation of SAMUEL LERCH, Esq.

I have the honor to be, Sir,

Your ob't. serv't.

JOSEPH DUNCAN."

Which was read, and

On motion of Mr. Thomas,

Laid on the table.

The Speaker having announced that the remaining communication this day received from the Governor was

On Executive business,

The doors were closed, and on opening the doors,

The bill from the House of Representative for

"An act for the relief of John Logsden, Bolton Logsden, Joseph Logsden, Nancy Brown, and Susan Williams,"

Was read and

ORDERED, To a second reading.

On motion of Mr. Lane,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Thomas,

Referred to the committee on the judiciary.

The bill from the House of Representatives for

"An act to encourage volunteer companies,"

Was read and

ORDERED, To a second reading

On motion to Mr. Turney,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Noel,

Referred to the committee on military affairs.

The bill from the House of Representatives for

"An act to amend an act entitled 'An act to incorporate the inhabitants of such towns as may wish to be incorporated; approved, April 12, 1831.'"

Was read and

ORDERED, To a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Thomas, Owing, and Browning, be that committee.

The bill from the House of Representatives for

"An act for a state road from Pinckneyville, in Perry county, to Golconda, in Pope county,"

Was read and

ORDERED, To a second reading.

On motion of Mr. Wood,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

On motion of Mr. Parrish,

Referred to a select committee.

ORDERED, That Messrs. Parrish, Wood, and Whiteside of Pope, be that committee.

The bill from the House of Representatives for

"An act amending an act entitled 'An act concerning forcible entry and detainer; approved, Feb. 2, 1837,'"

Was read and

ORDERED, To a second reading.

The bill from the House of Representatives for

"An act to amend an act entitled 'An act for the construction of the Illinois and Michigan canal; approved 9th Jan., 1836,'"

Was read and

ORDERED, To a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to the committee on canals and canal lands.

A message from the House of Representatives, by Mr. Prickett, their Clerk:

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to provide for the printing, binding, and distributing of the of the laws and journals, and

"An act to incorporate the Edwardsville and Chippewa rail road companies,"

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles, viz:

- "An act to incorporate the Rushville insurance company," and

"An act for the relief of the Rene Paul,"

As respectively amended by them, in which amendments they ask the concurrence of the Senate.

They also amend the title of the last mentioned bill, by adding after the word "Paul," the words "and others," and ask the concurrence in said amendments, and he withdrew.

The resolution from the House of Representatives fixing on the 27th inst. for the adjournment *sine die* of the General Assembly,

Was read and

On motion of Mr. Thomas,

Laid upon the table until Saturday next.

The amendments of the House of Representatives to the bills from the Senate entitled

"An act to amend an act entitled 'An act to incorporate the Carlyle bridge company,'" and

"An act to vacate parts of certain state roads,"

Were severally read and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill from the Senate entitled

"An act to re-locate a part of the state road from Charleston to Paris,"

Were read and

On motion of Mr. Parker,

Said bill and amendments were

Referred to a select committee.

Ordered, That Messrs. Parker, Warren, and Noel, be that committee.

The amendments of the House of Representatives to the bill from the Senate for

"An act to establish a state road therein named,"

Was read and

On motion of Mr. Mitchell,

The said amendment was amended by striking out "Joshua Woosley," and inserting "John" before the word "Page," in the first section of the bill.

The amendment was then

Concurred in as amended.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendment of the Senate to said amendment.

The bill from the House of Representatives for

"An act to incorporate the Calhoun coal and mining company,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Allen of Green,

The rule of the Senate was dispensed with, and said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of Greene, Edwards, and Craig, be that committee.

The bill from the House of Representatives for

"An act to create the county of Bureau,"

Was read and

Ordered, To a second reading.

On motion of Mr. Hamlin,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Hamlin, Butler, and Thomas, be that committee.

Mr. Hamlin presented the petition of sundry citizens of Putnam county, for the division of said county, which was,

On his motion,

Referred to the same select committee, to which

The bill for

"An act to create the county of Bureau,"

Had been referred.

The bill from the House of Representative for

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace, in and for the county of Coles,"

Was read and

Ordered, To a second reading.

On motion of Mr. Parker,

The rule of the Seate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Gatewood, and Vance, be that committee.

The bill from the House of Representatives for

"An act to incorporate the Athens Female Academy,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

Mr. Warren moved the Senate adjourn until 2 o'clock P. M.

Mr. Gatewood moved that the Senate adjourn,

Which was not agreed to.

The question recurring on the motion of Mr. Warren,

It was decided in the negative.

Mr. Reiley, from the select committee to which was referred

"The bill concerning the jurisdiction of Justices of the Peace, and regulating proceedings in certain cases,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed as amended for a third reading, when

On motion,

The Senate adjourned. until 2 o'clock P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

The bill from the House of Representatives for

"An act to locate a state road from Pekin via Athens to Springfield,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Fletcher.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to locate a state road in McDonough county,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Owen,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

Mr. Allen of Grene, from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Calhoun coal and mining company,"

Reported the same back with amendments,

Which were read, and

On motion of Mr. Whiteside of Monroe,

The said amendment was amended by striking out "six hundred and forty," and inserting "two thousand."

The amendments were then concurred in as amended.

Ordered, To a third reading, as amended.

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to said bill.

Mr. Bond, from the committee on petitions, to which was referred the petition of Alfred Haines, guardian of the infant heirs of William Harris deceased, for authority to keep a steam or horse toll ferry across the Illinois river at Pekin, reported the same back, and

Ordered, To be discharged from the further consideration of said petition, which was granted.

Mr. Bond, from the committee on petitions, to which was referred the bill from the House of Representatives for

"An act to authorize the trustees of the town of Pekin to keep a ferry across the Illinois river,"

Reported the same back without amendment, when,

On motion of Mr. Bond,

The further consideration of said bill was indefinitely postponed.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act to locate a state road from Chester, in Randolph county, to Waterloo,"

Was read and

Ordered, To a second reading.

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

On motion of Mr. Servant,

The rule of the Senate was further dispensed with, and said bill was read the third time by its title, and

Passed.

On motion of Mr. Servant,

The title of said bill was amended by striking out the words "in Randolph county."

Ordered, That the title of said bill be as amended, that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate to the title thereof.

The bill from the House of Representatives for

"An act for the relief of the clerk of the county commissioners' court of Franklin county,"

Was read and

Ordered, To a second reading.

On motion of Mr. Parrish,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading, and

On motion of Mr. Parrish,

The rule of the Senate was further dispensed with, and said bill was read the third time by its title, and

Passed.

Ordered, That the title of said bill be as aforesaid; that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives, for

"An act to authorize Benjamin Kellogg, jr. to erect a toll bridge over the Mackinaw river in Tazewell county,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Mitchell,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Hamlin,

Said bill was amended by filling the blank with the name of "Benjamin Kellogg, jr.," and

Ordered, To a third reading as amended.

The bill from the House of Representatives for

"An act to incorporate the Mackinaw and Illinois canal company,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Mitchell,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to locate a part of a state road leading from Springfield to Lewiston,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Fletcher.

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

ORDERED, To a third reading.

The bill from the House of Representatives for

"An act to incorporate the Peoria Hotel company,"

Was read and

ORDERED, To a second reading.

On motion of Mr. Hamlin,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Hamlin, Browning, and Hacker, be that committee.

The bill from the House of Representatives, for

"An act to prevent the circulation of bank notes of a less denomination than five dollars in this State,"

Was read and ordered to a second reading.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Hacker,

Referred to a select committee.

ORDERED, That Messrs. Hacker, Fletcher, and Servant, be that committee.

The bill from the House of Representatives for

"An act to improve the navigation of the Big Vermillion river,"

Was read and ordered to a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Vance, Reilley, and Parker, be that committee.

The bill from the House of Representatives for

"An act supplemental to 'An act to incorporate the Chicago and Vincennes rail road company,' approved January, 1835,

Was read and ordered to a second reading.

On motion of Mr. Pruyn,

The rule of the Senate was dispensed with, and said bill was read the second time, by its title, and

Ordered, to a third reading.

The bill from the House of Representatives for

"An act to amend an act entitled an act to incorporate the Franklin Manual Labor College.

Approved January 16, 1836.

Was read, and

Ordered, To a second reading.

On motion of Mr. Pruyn.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

The Bill from the House of Representatives for

"An act to incorporate the Hennepin Bridge Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Hamlin.

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and referred to a select committee.

Ordered, That Messrs. Hamlin, Browning and Edwards be that committee.

The bill from the House of Representatives for

"An act to authorize Jonathan Harmeson to convey real estate."

Was read, and

Ordered, To a second reading.

On motion of Mr. Lane,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to incorporate the Essex Steam Mill Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Warren.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and referred to a select committee.

Ordered, That Messrs. Warren, Parker and McLaughlin, be that committee.

The bill from the House of Representatives for

"An act to incorporate the Fairfield Library Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Lane.

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Mills.

Referred to a select committee.

Ordered, That Messrs. Mills, Vance, and Lane, be that committee.
The bill from the House of Representatives entitled
"An act to locate a State road from Wesley City to Mackinaw Town
in Tazewell county."

Was read, and

Ordered, To a second reading.

On motion of Mr. Mitchell.

The rule of the Senate was dispensed with, and said bill was read the
second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to incorporate the town of Grafton."

Was read, and

Ordered, To a second reading.

On motion of Mr. Turney.

The rule of the Senate was dispensed with, and said bill was read the
second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Turney, Allen and Weatherford, be that
committee.

The bill from the House of Representatives for

"An act, to construct the Grand Pass Canal."

Was read and

Ordered, To a second reading.

On motion of Mr. Weatherford.

The rule of the senate was dispensed with, and said bill was read the
second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Weatherford, Turney, and Allen of Greene
be that committee.

The bill from the House of Representatives for

"An act to incorporate the Waynesville Seminary."

Was read, and

Ordered, To a second reading.

On motion of Mr Allen of McLean.

The rule of the Senate was dispensed with, and said bill was read the
second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Fletcher and Owen be
that committee.

The Bill from the House of Representatives, for

"An act to incorporate New Haven in Gallatin and White counties."

Was read, and

Ordered, To a second reading.

On motion of Mr. Hamlin.

The rule of the Senate was dispensed with, and said bill was read
the second time by its title, and

On motion of Mr. Bond.

Laid on the table.

The bill from the House of Representatives for
 "An act concerning Wayne county."

Was read, and

Ordered, To a second reading.

On motion of Mr. Mills.

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Mills, Vance and Lane be that committee.

On motion.

The Senate adjourned.

FRIDAY, Feb. 24, 1837.

The Senate met pursuant to adjournment.

Mr. Turney from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Town of Grafton."

Reported the same without amendment.

ORDERED, To a third reading.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and said bill was read the third time by the title and passed.

ORDERED, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr Ross from the select committee to which was referred the bill from the House of Representatives for

"An act for a State road from Griggsville via Portland, to Joshua Hanks in Green county.

Reported the same back with amendments,

Which were read, and

Concurred in.

ORDERED, To a third reading, as amended.

Mr Thomas from the committee on Canals and Canal lands, to which were referred the bill for

"An act to protect the Canal lands against trespassers."

And the amendments of the House of Representatives thereto.

Reported the same back with sundry amendments to the said amendments.

Which were read, and

Concurred in.

Mr. Thomas moved further to amend said amendment, by adding to the first of said amendments, the following, viz:

"Who shall be allowed one dollar per day, to defray their necessary expenses, in addition to the allowance made in the 17th section of this act."

Which was not agreed to.

The question recurring upon concurring with the House of Representatives in their amendments as amended, and a division of the question being called for, the question was accordingly put upon said amendments severally, and the amendments to the 1st 6th and 17th sections of the bill, were concurred in; the amendments to the 9th and 10th sections not concurred in.

ORDERED, That the Secretary inform the House of Representatives thereof and ask their concurrence in the amendments of the Senate.

Mr. Hackelton from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, to wit:

"An act to locate a State road from Nashville in Washington county to Equality in Gallatin county."

"An act to Incorporate the Pike county Mutual Fire Insurance Company,"

"An act to locate a State road from opposite Clarksville at the Ferry in Calhoun county, to intersect the State road near Pittsfield in Pike county."

"An act to incorporate the President and Trustees of the Rushville Seminary."

"An act to Incorporate the Pittsfield Academy." and

"An act to change the name of the Town of Selma, and for other purposes." And

Mr. Hackelton afterwards from the same committee, reported that on this day they laid the abovementioned bills before the council of revision

Mr. Gatewood from the select committee to which was referred the bill for

"An act to incorporate the company therein named."

Reported the same back with an amendment,

Which was read, and

Concurred in.

ORDERED, To be engrossed for a third reading as amended.

Mr Hamlin from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Hennepin Bridge Company."

Reported the same with an amendment,

Which was read, and

Concurred in.

ORDERED, To a third reading as amended.

On motion of Mr. Hamlin.

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Mr. Hamlin from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Peoria Hotel Company."

Reported the same back with an amendment,

Which was read, and

Concurred in.

ORDERED, To a third reading as amended.

On motion of Mr. Hamlin.

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Ordered, That the titles of the foregoing bills be respectfully as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

Mr. Parrish from the select committee to which was referred the bill from the House of Representatives for,

"An act for a State road from Pinckneyville in Perry county to Golconda in Pope county."

Reported said bill back without amendment.

ORDERED, To a third reading.

On motion of Mr. Parrish,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Mr. Warren from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Essex Steam Mill Company."

Reported the same back without amendment.

ORDERED, To a third reading.

On motion of Mr. Warren,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

Mr. Weatherford from the select committee to which was referred the bill from the House of Representatives for

"An act to construct the Grand Pass Canal."

Reported the same back without amendment.

ORDERED, To a third reading.

On motion of Mr. Weatherford,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

ORDERED, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Hacker from the select committee to which was referred the bill for

"Attaching part of Gallatin county to Franklin." &c.

Reported the same back with an amendment,

Which was read, and

Concurred in. And

On motion of Mr. Turney,

Said bill was recommitted to a select committee.

Ordered, That Messrs. Turney, Thomas and Pruyn be that committee.

Mr. Parker from the select committee to which was referred the bill from the House of Representatives for

"Legalizing the acts of Nathan Ellington, &c."

Reported the same back without amendment.

Mr. Noel moved,

That the bill be referred to the committee on the Judiciary.

Which was not agreed to.

Ordered, To a third reading.

Mr. Thomas from the select committee to which was referred the bill from the House of Representatives for,

"An act to amend an act entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated.

Approved Feby. 12, 1831.

Reported the same back with an amendment,

Which was read, and

Concurred in.

Mr. Vance moved farther to amend the said bill by adding thereto the following, viz:

"That no work done in the incorporated limits shall preclude any person from performing the same labor on the roads, that other persons are by law compelled to do."

Mr. Gatewood moved to amend the proposed amendment, by adding to the bill, the following as an additional section, viz:

Sec. 2. That the several acts of incorporation of towns, and all general laws, be, and the same are hereby repealed which authorize said corporation to extend their corporate limits beyond the town plat, or any recorded addition, to such town."

On motion of Mr. McLaughlin,

The bill and proposed amendment were referred to a select committee.

Ordered, That Messrs. McLaughlin, Vance and Gatewood be that committee.

Mr. Mills from the select committee to which was referred the bill from the House of Representatives for,

"An act to incorporate the Fairfield Library Company,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

On motion of Mr. Mills,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Mr. Mills, from the select committee to which was referred the bill from the House of Representatives for

"An act concerning Wayne county,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Mills,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Mr. Allen of M'Lean, from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Waynesville Seminary,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

ORDERED, To a third reading as amended.

On motion of Mr. Allen of M'Lean,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Ordered, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

Mr. Gatewood, from the select committee to which was referred the bill for

"An act to incorporate the Gallatin Academy,"

Reported the same back with sundry amendments,

Which were read, and

On motion of Mr. Gatewood,

The said bill and proposed amendments were laid on the table.

Mr. Turney, from the select committee to which was referred the bill for an act to attach part of Gallatin county to Franklin, &c.

Reported the same back with an amendment,

Which was read and concurred in.

Ordered, To be engrossed for a third reading as amended.

Mr. Bond moved the adoption of the following resolution, viz:

"*Resolved*, by the Senate, (the House of Representatives concurring therein,) That the two Houses meet in the Hall of the House of Representatives, on Saturday, the 25th inst. at 2 o'clock P. M. for the purpose of electing three Fund Commissioners, and seven Commissioners for the Board of Public Works,"

Which lies one day on the table.

The engrossed bill entitled

"An act to regulate and reduce the fees of the Clerks, Sheriffs, Judges of Probate and other officers,"

Was read the third time, and

On motion of Mr. Thomas,

Referred to a select committee.

ORDERED, That Messrs. Thomas, Gatewood, and Hacker be that committee.

Engrossed bills of the following titles, viz:

"An act to incorporate the stockholders of the Cairo city and canal company," and

"An act to incorporate the Carrolton steam mill company,"

Were severally read the third time, and

Passed.

ORDERED, That the titles of said bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The engrossed bill entitled,

"An act to incorporate the Springfield and Jacksonville rail road company,"

Was read the third time, and

Passed.

On motion of Mr. Fletcher,

The title of said bill was amended so as to make it

"An act to authorize John Donovan to build a bridge across Salt Creek."

ORDERED, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act amending an act entitled 'An act concerning forcible entry and detainer,' approved February 2, 1827,

"An act to locate a state road from Wesley city to Mackinaw town, in Tazewell county,"

"An act to authorize Jonathan Harmeron to convey real estate,"

"An act to amend an act entitled 'An act to incorporate the Franklin manual labor College,' approved January 16, 1836,

"An act supplemental to an act to incorporate the Chicago and Vincennes rail road company," approved January 17, 1835,

"An act to re-locate a part of the state road leading from Springfield to Lewiston,"

"An act to locate a state road in McDonough county,"

"An act to locate a state road from Pekin via Athens to Springfield,"

"An act to incorporate the Mackinaw and Illinois company," and

"An act to incorporate the Athens Female Academy,"

Were severally read the third time, and

Passed.

Ordered, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bill from the House of Representatives entitled

"An act to authorize Benjamin Kellogg, jr. to erect a toll bridge over the Mackinaw river, in Tazewell county,"

Was read the third time, and

Passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendment of the Senate thereto.

The bill from the House of Representatives for

"An act to incorporate the Ottawa manufacturing company,"

Was read and

Ordered, To a second reading.

On motion of Mr. Staddeu,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act to locate a state road from the Indiana line northwest in a direction to Mineral Point,"

Was read and

Ordered To a second reading,

On motion of Mr. Pruyne,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs Pruyne, Wight, and Butler, be that committee.

The bill from the House of Representatives for

"An act to locate a state road from Wesley city in Tazewell county, to Bloomington in McLean county,"

Was read and

Ordered, To a second reading.

On motion of Mr. Allen of McLean,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Mitchell and Hamlin, be that committee.

A message from the House of Representatives by Mr. Prickett, their clerk:

MR. SPEAKER:

The House of Representatives have passed a bill of the following title, viz:

"An act providing for the payment of an appropriation made to Franklin and Jackson counties," approved February 15, 1827.

And ask the concurrence of the Senate therein.

They have concurred with the Senate in the adoption of the resolution from the Senate, having for its object the appointment of a joint select committee, whose duty it shall be to prepare and report a bill prescribing the terms of holding courts in the sixth and seventh Judicial Circuits, as amended by them.

They amend by striking out all after the word "resolved," and inserting the following in lieu thereof, viz:

"By the General Assembly, two thirds concurring herein, That it be recommended to the electors of the State of Illinois, at their next general election for Representatives, to vote for or against a convention to amend the constitution of this State."

In the passage of which resolution as amended by the House of Representatives, they ask the concurrence of the Senate.

I am further directed to inform the Senate, that upon the passage of the resolution in the House of Representatives, fifty-five members voted in the affirmative, twenty-nine members voted in the negative, and that eighty-eight members now hold seats in the House of Representatives.

And he withdrew.

On motion,

The Senate adjourned until 2 o'clock P. M.

Two o'clock P. M.

The Senate met pursuant to adjournment.

A message from the council of revision, by Mr. Owings, their Secretary:

MR. SPEAKER:

Bills have been approved by the Council of Revision of the following titles, viz:

"An act to incorporate the Pittsfield Academy,"

"An act to change a part of a certain road therein named,"

"An act to incorporate the Mississippi and Illinois rail road company,"

"An act to locate a state road from Nashville in Washington county, to Equality in Gallatin county,"

"An act to incorporate the Pike county mutual fire insurance company,"

"An act to incorporate the president and trustees of the Rushville Seminary,"

"An act to change a part of the state road from Hillsboro' to Alton,"

"An act to locate a state road from Peoria, by Rome and Chillicothe, to Princeton in Pulnam county,"

"An act to change the name of the town of Selma, and for other purposes," and

"An act to locate a state road from opposite Clarksville, at the ferry, in Calhoun county, to intersect the state road near Pittsfield, in Pike county."

And he withdrew.

Mr. Stadden, from the select committee to which was referred the bill for

"An act authorizing James Way to build a bridge across the Illinois river,"

Reported the same back with amendments,

Which were read and

Concurred in.

Ordered, to be engrossed for a third reading as amended.

Mr. Thomas, from the select committee to which was referred the bill for

"An act to incorporate the persons therein named,"

Reported the same back with an amendment,

Which was read.

On motion of Mr. Gatewood,

Said bill and amendment was laid on the table until the 4th day of July.

Ayes 20; Nays 14.

Those voting in the affirmative are—

Messrs. Allen of M'Lean, Butler, Gatewood, Hacker, Hamlin, Herndon, Lane, Mills, Murray, Parker, Parrish, Servant, Stadden, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wood, and Mr. Speaker.

Those voting in the negative are—

Messrs. Allen of Greene, Bond, Browning, Craig, Edwards, Fletcher, Maxwell, Noel, O'Rear, Owen, Pruyn, Ros, Thomass, and Weatherford.

Mr. Thomas, from the committee on canals and canal lands, to which was referred the bill from the House of Representatives for

"An act to amend an act entitled 'An act for the construction of the Illinois and Michigan canal,' " approved 9th January, 1836,

Reported the same back with sundry amendments,

Whereupon a division of the question having been called for on the said amendments,

The Senate concurred in the first, second and third of said amendments severally, and

On motion of Mr. Gatewood,

The bill and remaining amendments were

Ordered to lie on the table.

The amendment of the House of Representatives to the title of the bill from the Senate for

"An act to review and re-locate a state road from Lebanon to Illinois town,"

Was read and concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, to wit:

"An act to establish a state road from the state road leading Springfield to Decatur, to Waynesville in M'Lean county,"

"An act concerning process,"

"An act declaring the road from Knoxville to Stephenson a state road,"

"An act to re-locate part of the state road from Springfield to Peoria,"

And Mr. Hackelton afterwards, from the same committee, reported that on this day they laid the above mentioned bills before the council of revision.

The amendments of the House of Representatives to bills originating in the Senate, of the following titles, viz:

"An act supplementary to an act to incorporate the Alton marine and fire insurance company," approved February 7, 1835.

"An act for a state road from Darwin in Clark county, to the state line of Indiana, in the direction of Terre Haute,"

"An act to locate a state road from Peoria by Osseola to Galena,"

"An act concerning a state road from Albion to Maysville,"

"An act to establish a state road from Ottawa to Owne's, at High Point,"

"An act relating to the town of Utica in the county of Fulton," and

"An act to locate a state road therein named,"

Were severally read and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On the question, will the Senate concur with the House of Representatives in their amendments to the bill entitled,

"An act for the relief of William Armstrong and William Henson?"

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Ross,

The bill for

"An act to establish a state road from Meacham's ferry in Pike county, to Carlville in Maconpin county," and the amendment of the House of Representatives thereto, were

Referred to a select committee.

Ordered, That Messrs. Ross, Turney, and Craig, be that committee.

The bill from the House of Representatives for

"An act to incorporate the Little Rock Academy,"

Was read, and
Ordered to a second reading.
 On motion of Mr. Browning,
 The rule of the Senate was dispensed with, and said bill was read
 the second time by its title, and
Ordered to a third reading.
 The bill from the House of Representatives for
 "An act to incorporate the Beardstown improvement company,"
 Was read, and
Ordered to a second reading.
 On motion of Mr. Weatherford,
 The rule of the Senate was dispensed with, and said bill was read a
 second time by its title, and
Ordered to a third reading.
 The bill from the House of Representatives, for
 "An act to incorporate the Carrolton and Bluffdale railroad or turn-
 pike road company,"
 Was read and
Ordered to a second reading.
 On motion of Mr. Turney,
 The rule of the Senate was dispensed with, and said bill was read
 the second time by its title, and
 Referred to a select committee.
Ordered, That Messrs. Turney, Allen of Greene, and Whiteside of
 Monroe, be that committee. When,
 On motion,
 The Senate adjourned.

SATURDAY, *Feby.* 25, 1837.

The Senate met pursuant to adjournment.

Mr. Hamlin from the select committee to which was referred the bill
 from the House of Representatives for,
 "An act to create the county of Bureau,"
 Reported the same back without amendment.
 Mr. Maxwell moved to lay said bill on the table.
 Which was not agreed to:
Ordered, To a third reading.
 Mr. Hamlin moved that the rule of the Senate be dispensed with, and
 said bill now read a third time by its title.
 Which was not agreed to.
 Mr. Turney from the select committee to which was referred the bill
 for

"An act to amend the act entitled an act for the incorporation of the Mississippi, Springfield and Carrollton Rail Road Company,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills of the following titles, viz:

"An act to permanently locate the seat of Government of the State of Illinois," and

"An act to amend an act regulating the salaries, fees and compensation of the several officers and persons therein mentioned."

Approved February 19, 1827.

As respectfully amended by them, in which amendments they ask the concurrence of the Senate.

They have laid upon the table until the 4th day of July next, the bill from the Senate entitled,

"An act to relocate the State Penitentiary."

They have concurred with the Senate in the passage of the bill entitled,

"An act to amend an act entitled an act establishing the courts of county Commissioners."

Approved March 22d. 1819.

And he withdrew

Mr. Turney from the select committee to which had been referred the bill, from the House of Representatives for

"An act to incorporate the Carrollton and Bluffdale rail road or turnpike road company."

Reported the same back to the Senate without amendment.

Ordered, That said bill be read a third time.

On motion of Mr. Turney,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Ross from the select committee to which was referred the bill for

"An act to establish a State road from Meachams' Ferry in Pike county, to Carlville in Macoupin county,"

With the amendments of the House of Representatives thereto, reported the same back without amendment.

And thereupon the amendments of the House of Representatives were concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Pruyne from the select committee to which was referred the bill from the House of Representatives for,

"An act to locate a state road from the Indiana line north west, in a direction to mineral point.

Reported the same back without amendment; whereupon,

Ordered, That said bill be read a third time.

Mr. Stadden from the select committee to which was referred the bill for

"An act to incorporate the Central Branch and Webster rail road Company."

Reported the same back to the Senate without an amendment,

Which was read, and

Concurred in.

Ordered, That said bill be engrossed for a third reading.

Mr. Lane moved to discharge the committee of the whole from the further consideration of the several bills relative to the distribution of the school fund.

Which was not agreed to.

Mr. Lane moved,

That the Senate now resolve itself into a committee of the whole on said bills.

Which was not agreed to.

Mr. Vance from the select committee, to which was referred the bill from the House of Representatives for

"An act to improve the navigation of the Big Vermilion river."

Reported the same back to the Senate with sundry amendments,

Which were read, and

Concurred in.

Ordered, To a third reading.

On motion of Mr. Vance.

The rule of the Senate was dispensed with, and said bill as amended, was read a third time by its title, and

Passed.

Ordered, That the title thereof be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto.

Mr. Parker from the select committee to which was referred a bill for

"An act to relocate a part of the State road from Charleston to Paris, together with the amendment of the House of Representatives thereto,

Reported the same back without amendment, and said amendment of the House of Representatives was read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Mills from the select committee to which was referred the bill

from the House of Representatives for,

"An act declaring the Skillet Fork, a navigable stream, and for other purposes."

Reported the same back with amendments,

Which were read, and concurred in.

Ordered, To a third reading.

On motion of Mr. Mills the rule of the Senate was dispensed with and said bill was read a third time by its title, and

Passed as amended.

Ordered, That the title thereof be as aforesaid and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

On motion of Mr. Turney,

The amendments of the House of Representatives to the bill for,

"An act permanently to locate the seat of Government of the State of Illinois."

Were taken up for consideration.

Mr. Vance moved to amend the amendments of the House of Representatives, by striking out the "28 February" and insert the "2nd of March" in lieu thereof.

Which was not agreed to.

Upon the question, will the Senate concur with the House of Representatives in their said amendments,

It was decided in the affirmative.

Yeas 26/ Noes 11.

Those who voted in the affirmative are,

Messrs, Allen of Greene, Allen of McLean, Browning, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Herndon, Maxwell, Mills, Mitchell, Murray, Noel, Parrish, Pruyn, Ross, Servant, Stadden, Turney, Vance, Warren, Weatherford, Wight Wood and Mr. Speaker.

In the negative.

Messrs. Bond, Butler, Craig, Edwards, Lane, McLaughlin, O'Rear, Owen, Parker, Reilly and Whiteside of Monroe.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Gatewood from the Judiciary Committee to which was referred the bill from the House of Representatives for

"An act to create the county of Coffee,"

Reported the same back to the Senate without amendment.

On motion of Mr. Butler, said bill was recommitted to a select committee.

Ordered, That Messrs. Butler, Browning and Edwards, be that committee.

Mr. Gatewood from the Judiciary committee, to which was referred the bill from the House of Representatives for,

"An act supplemental to an act entitled an act to incorporate the President and Directors and Company of the Bank of Illinois at Shawneetown,"

Reported the same back to the Senate without amendment.

Ordered, To a third reading.

Mr Gatewood from the committee on the Judiciary, to which was referred the bill for,

"An act relative to certain Judicial circuits,"

Reported the same back to the Senate with an amendment,

Which was read, and

Concurred in.

On motion of Mr. Hacker,

Said bill was referred to a select committee.

Ordered, That Messrs. Hacker, Parker, and Turney be that committee.

Mr Gatewood from the committee on the Judiciary, to which was referred the bill for,

"An act relating to sheriffs fees,"

Reported the same back to the Senate with an amendment,

Which was read, and

Concurred in.

On motion of Mr. Gatewood,

Said bill was referred to a select committee.

Ordered, That Messrs. Gatewood, Mills, and Reilley, be that committee.

Mr Gatewood from the Judiciary Committee to which was referred the bill from the House of Representatives for,

"An act for the relief of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Brown, and Susan Williams."

Reported the same back to the Senate without amendment."

Ordered, To be engrossed for a third reading.

Mr Gatewood from the committee on the Judiciary to which was referred the bill for,

"An act to amend an act entitled an act to create and organize the counties therein named,"

Reported the same back to the Senate without amendment.

Ordered, To be engrossed for a third reading.

On motion of Mr Gatewood,

The bill from the House of Representatives relative to the Illinois and Michigan canal, and proposed amendments thereto, which had been heretofore laid on the table, were taken up and referred to a select committee.

On motion of Mr Stadden, said committee was made to consist of five.

Ordered, That Messrs. Gatewood, Stadden, Thomas, Murray, and Bond, be that committee.

A Message from the Governor by Mr Field Secretary of State.

MR. SPEAKER:

I am directed by the Governor, to lay before the Senate, a Communication in writing.

And he withdrew.

The engrossed bills of the following titles, viz:

"An act to authorize James Day to build a toll bridge across the Illinois river," and

"An act making an appropriation to build a toll bridge across the east fork of Shoal creek, in Montgomery county,"

Were severally read the third time and

Passed.

Ordered, That the titles be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The engrossed bill entitled

"An act incorporating the Jacksonville and Waverly rail road company,"

Was read the third time and

Passed.

On motion of Mr. Weatherford,

The title was so amended as to make it

"An act to incorporate the Beardstown and Springfield rail road company."

The engrossed bill entitled

"An act to attach part of Gallatin county to Franklin, and for other purposes,"

Was read the third time and

Passed.

On motion of Mr. Weatherford,

The title of the bill was so amended as to make it

"An act to appoint an additional Notary Public and Justice of the Peace for the counties of Morgan and Greene."

The engrossed bill entitled

"An act to incorporate the company therein named,"

Was read the third time and

Passed.

On motion of Mr. Butler,

The title was so amended as to make it

"An act to legalize the survey of the town of Monmouth,"

The engrossed bill entitled

"An act to regulate and reduce the fees of Clerks, Sheriffs, Judges of Probate, and other officers,"

Was read the third time and

Passed.

On motion of Mr. Gatewood,

The title was so amended as to make it

"An act requiring Samuel Mundy to pay over certain moneys to the fund commissioners,"

Ordered, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The bills from the House of Representatives of the following titles, viz:

"An act to incorporate the Ottawa manufacturing company,"

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace in and for the county of Coles,"

"An act amending an act entitled 'An act concerning forcible entry and detainer,' " approved February 2, 1827,

"An act to incorporate the Little Rock Academy," and

"An act to incorporate the Beardstown improvement company,"

Were severally read the third time and

Passed.

Ordered, That the titles be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills.

The bill from the House of Representatives entitled

"An act for a state road from Griggsville via Portland to Joshua Hanks' in Greene county,"

Was read the third time as amended, and

Passed.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

The resolution from the House of Representatives fixing on the 27th inst. for the adjournment of the House *sine die*, which had been laid on the table until this day, was taken up for consideration.

Mr. Servant moved that the resolution be laid on table,

Which was not agreed to.

On motion of Mr. Vance,

The said resolution was amended by striking out "the 27th instant," and inserting "the 6th of March," in lieu thereof.

The resolution as amended was then

Concurred in.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence in the amendment of the Senate thereto.

The resolution on yesterday offered by Mr. Bond, in relation to the election of fund commissioners, &c. was taken up for consideration, and

On motion of Mr. Turney.

Laid on the table.

Mr. Speaker laid before the Senate the following communication, viz:

To the Honorable the Speaker of the Senate:

SIR—

The undersigned ask the favor, that you will lay before the Senate the enclosed memorial, and oblige

Your most ob't. serv't.

E. C. BLANKINSHIPP.

Which was read, whereupon

Mr. Browning moved that Mr. Blankenshipp have leave to withdraw the said communication and accompanying document, and

On motion of Mr. Noel,

They were laid on the table.

Mr. Speaker having announced that the communication this day received from the Governor was on Executive business, the doors were closed.

And on opening the doors,

The bill from the House of Representatives for

"An act to re-locate certain roads therein named,"

Was read and

Ordered to a second reading.

On motion of Mr. Wood,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered to a third reading.

The bill from the House of Representatives for

"An act to incorporate the Sho-Ko-Kon and Rushville rail road company,"

Was read and

Ordered to a second reading.

On motion of Mr. Butler,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

On motion of Mr. Weatherford,

Referred to a select committee.

Ordered, That Messrs. Weatherford, Owen, and Maxwell, be the committee.

The bill from the House of Representatives for

"An act to incorporate the Chicago and Fox river turnpike road company,"

Was read and

Ordered to a second reading.

On motion of Mr. Pruyn,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, to a third reading.

The bill from the House of Representatives for

"An act for the relief of John Pierson, administrator of Frances Prince, deceased,"

Was read and

Ordered to a second reading.

The bill from the House of Representatives for

"An act to re-locate a part of the plat of M'Roberts and Walker's addition to the town of Danville,"

Was read and

Ordered to a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered to a third reading.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to regulate proceedings by attachment before Justices of the Peace,"

"An act for the relief of the clerk of the county commissioner's court of Franklin county,"

"An act to incorporate the Hanover College in Tazewell county,"

"An act to locate a state road from Chester to Belleville,"

"An act to incorporate the Illinois beet sugar, silk, and vegetable oil manufacturing company,"

"An act to incorporate the towns therein named, and for other purposes,"

"An act to amend act entitled 'An act to incorporate the Carlyle bridge company,'"

"An act to vacate parts of certain state roads,"

"An act to authorize Jonathan Hamerson to convey real estate,"

"An act to locate a state road in McDonough county,"

"An act to amend an act entitled 'An act to incorporate the Franklin manual labor College,' approved January 16, 1836.

"An act supplemental to 'An act to incorporate the Chicago and Vincennes rail road company,' approved January 17, 1835.

"An act to incorporate the Essex steam mill company,"

"An act to incorporate the Athens Female Academy,"

"An act for a state road from Pinckneyville in Perry county, to Golconda in Pope county,"

"An act to incorporate the Mackinaw and Illinois canal company," and

"An act to permanently locate the seat of government of Illinois,"

On motion,

The Senate adjourned until 2 o'clock P. M.

Two o'clock P. M.

The Senate met pursuant to adjournment.

Mr. Hackelton, from the committee on enrolled bills, reported that on this day they had laid before the council of revision, a bill of the following title, viz:

"An act to establish and maintain a general system of internal improvements."

Mr. Gatewood, from the select committee to which were referred the bill from the House of Representatives for

"An act amendatory of the act for the construction of the Illinois and Michigan canal,"

And the amendments reported by the committee on canals and canal lands,

Reported the same back with sundry amendments.

A division of the question being called for on said amendments, the question was accordingly put upon so much of said amendments as proposed striking out sections 5, 6, and 7 of the original bill, and inserting three other sections in lieu thereof, and decided in the affirmative.

On the question, will the Senate concur in so much of the amendments of the select committee as proposes to strike out sections 8 and 9 of the original bill?

It was decided in the negative.

Ayes, 17; Noes, 17.

Those voting in the affirmative are—

Messrs. Browning, Edwards, Fletcher, Gatewood, Hacker, Lane, Mills, Murray, O'Rear, Parker, Pruyne, Servant, Thomas, Vance, Warren, Wight, and Wood.

In the negative—

Messrs. Allen of Greene, Allen of M'Lean, Butler, Craig, Hackelton, Hamlin, M'Laughlin, Mitchell, Noel, Owen, Parrish, Reilly, Stadden, Turney, Weatherford, Whiteside of Monroe, and Mr. Speaker.

On motion of Mr. Hamlin,

The vote just taken was re-considered, and thereupon

Mr Maxwell moved to lay the said bill and proposed amendments on the table.

Which was decided in the negative, and then,

The question recurring upon concurring in the aforesaid amendment of the select committee.

It was decided in the affirmative.

Ayes 22. Noes 15.

Those voting in the affirmative are,

Messrs. Browning, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Herndon, Lane, Mills, Murray, O'Rear, Parker, Parrish, Pruyne, Ross, Servant, Thomas, Vance, Warren, Whiteside of Monroe, Wight and Wood.

In the negative.

Messrs. Allen of Greene, Allen of McLean, Butler, Craig, Hackelton, Maxwell, McLaughlin, Mitchell, Noel, Owen, Reilley, Stadden, Turney, Weatherford and Mr. Speaker.

The amendments reported by the committee on canals and canal lands, were then concurred in as amended, and the bill was

Ordered, To a third reading as amended.

A message from the Council of Revision by Mr. Owings their Secretary.

MR. SPEAKER:

The council of Revision have approved of a bill of the following title:

"An act permanently to locate the seat of Government of the State of Illinois."

And then he withdrew.

The bill from the House of Representatives for,

"An act to incorporate the Chippewa Dry Dock Company,"

Was read, and

Ordered, To a second reading.

The bill from the House of Representatives for,

"An act for certain State roads therein named,

Was read, and

Ordered, To a second reading,

On motion of Mr. Parker,

The rule of the Senate was dispensed with, said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Bond and McLaughlin be that committee.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to create certain counties therein named."

"An act for the formation of Michigan county."

"An act for the formation of the county of Cass."

"An act to incorporate the Pekin rail road Company."

"An act to incorporate the Grafton and White Hall Hotel companies."

"An act to incorporate the Belvidere College."

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company."

"An act to incorporate the Grafton and Carrollton Turnpike Company."

"An act to incorporate the Manchester and Bridgeport Rail Road Company."

"An act to incorporate the Springfield and Paris Rail Road Company."

"An act to incorporate the Illinois and Rock River Canal Company."

"An act to incorporate the Fayette county Manual Labor Seminary."

"An act to incorporate the Town of Alton."

"An act to change the public square in the Town of Mount Sterling."

"An act for the purposes therein named."

"An act to amend an act entitled an act concerning practice in courts of law.

"An act to relocate State roads therein named."

"An act providing for the application of an unexpended balance in Gallatin county."

"An act to locate a state road from Mr Anderson's Bridge in Madison to B. Johnsons in Bond county."

"An act for publishing and distributing the reports of the Supreme Court of this State."

"An act authorizing John W. Sullivan and George Green to build a toll Bridge across the little Wabash River."

"An act to amend an act entitled an act for the organization and government of the Militia of this State." In force July the 2nd, 1833.

An act authorizing Robert Taylor, William Farmer, and Hugh McDaniel to build a toll Bridge across the little Wabash river.

"An act to repeal an act entitled an act to relocate so much of the Vincennes and Chicago road as lies North of the South line of the county to Darwin in said county of Clark. Passed Jan. 14, 1836, and for other purposes."

In the passage of which several bills they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills entitled,

"An act to incorporate the Liverpool, Canton and Knoxville rail road Company."

"An act to amend an act entitled an act to lay out a state road therein named," and

"An act fixing the times of holding circuit Courts in the several counties in the fourth Judicial Circuit."

They have also concurred with the Senate in the passage of bills entitled,

"An act for a state road from McLeansborough to Golconda in Pope county."

"An act to incorporate the Galena rail road and transportation Company."

"An act to amend an act entitled an act to amend an act concerning public roads. Approved Jan. 18, 1836."

"An act to locate a state road from Enterprise in La Salle county to Knoxville in Knox county," and

"An act to amend an act to incorporate the Alton and Wabash rail road Company, as respectively amended by them."

They also amend the title of the last named bill so as to read

"An act to amend an act incorporating the Illinois Exporting Company."

In which amendments they ask the concurrence of the Senate.

And he withdrew.

On motion.

The Senate adjourned.

MONDAY, *February 27, 1837.*

The Senate met pursuant to adjournment.

A message from the Governor by Mr. Field, Secretary of State:

MR. SPEAKER:

I am directed by the Governor to lay before the Senate a communication in writing.

And he withdrew.

Mr. Butler, from the select committee to which was referred the bill from the House of Representatives for,

"An act for the formation of the county of Coffee,"

Reported the same with amendments,

Which were read, and

Concurred in,

And the bill was

ORDERED to a third reading as amended.

On motion of Mr. Butler,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Mr. Allen of M'Lean, from the select committee to which was referred the bill from the House of Representatives for

"An act to locate a state road from Wesley city in Tazewell county, to Bloomington in M'Lean county,"

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

And said bill was

Ordered to a third reading as amended.

On motion of Mr. Allen of M'Lean,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

Mr. Owen, from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Shoko-kon and Rushville rail road company,"

Reported the same back without amendment, and it was

ORDERED to a third reading.

On motion of Mr. Owen,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Fletcher, from the select committee to which was referred the bill for .

"An act to incorporate the Edinburg manufacturing company,"

Reported the same with an amendment,

Which was,

On motion of Mr. Fletcher,

Amended by filling the blanks therein with the words "twenty-five hundred," and then

Concurred in as amended.

Ordered, To be engrossed for a third reading as amended.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

ORDERED, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

Mr. Hackelton, from the committee on enrolled bills, reported that on this day they laid before the council of revision bills of the following titles, to wit:

"An act to vacate parts of certain roads,"

"An act to incorporate the Illinois beet sugar, silk, and vegetable oil manufacturing company,"

"An act to incorporate the towns therein named, and for other purposes,"

"An act to locate a state road from Chester to Bellville,"

"An act to amend an act entitled 'An act to incorporate the Carlyle bridge company,'"

"An act to regulate proceedings by attachment before Justices of the Peace,"

"An act to incorporate the Hanover College, in Tazewell county,"

"An act to incorporate the Mackinaw and Illinois canal company,"

"An act for a state road from Pinckneyville in Perry county, to Golconda in Pope county,"

"An act to incorporate the Athens Female Academy,"

"An act to authorize Jonathan Hammerson to convey real estate,"

"An act to locate a state road in McDonough county,"

"An act to amend an act entitled 'An act to incorporate the Franklin manual labor College,'" approved January 16, 1836.

"An act supplemental to an act to incorporate the Chicago and Vincennes rail road company," approved January 17, 1835.

"An act for the relief of the clerk of the county commissioners' court of Franklin county," and

"An act to incorporate the Essex steam mill company,"

And that on Saturday last they laid before the council of revision a bill entitled

"An act to permanently locate the seat of government of Illinois,"

A message from the House of Representatives by Mr. Prickett their clerk:

MR. SPEAKER:

The bill entitled

"An act to establish and maintain a general system of internal improvements,"

Having been laid before the council of revision, and by them returned to the House of Representatives, with their objections to the same becoming a law, which objections were spread at large upon the journals of the House, proceeded to re-consider the bill, and amended the same so as to obviate the said objections to the same becoming a law.

In which amendments they ask the concurrence of the Senate, and in the re-passage of the bill as amended.

And he withdrew.

Mr. Parker, from the select committee to which was referred the bill for

"An act concerning minor orphans and guardians,"

Reported the same with amendments,

Which were read and

Concurred in.

Ordered, to be engrossed for a third reading as amended.

Mr. Browning, from the select committee to which was referred

"The bill for the benefit of the persons therein named,"

Reported the same back with an amendment,

Which was read, and not concurred in, and

On motion of Mr. Thomas,

Said bill was re-committed to a select committee.

Ordered, That Messrs. Thomas, Hamlin, and Murray, be that committee.

Mr. Stadden from the select committee to which was referred the bill for

"An act to improve Fox river for navigation and manufacturing purposes,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

Mr. Hacker, from the select committee to which had been referred the bill, for

"An act providing for the manner of collecting taxes,"

Reported the same back without amendment.

Ordered to be engrossed for a third reading.

On motion of Mr. Vance,

The bill from the House of Representatives for

"An act for the relief of Samuel G. Beckley, administrator of the estate of Isaac Cook, deceased,"

Which had been heretofore laid on the table, was taken up, and *Ordered* to a third reading.

On motion of Mr. Thomas,

The bill to provide for the safe keeping and security of the public money, which had been laid on the table, was taken up, and amended by striking out all between the word "aforesaid," in the 6th line, and the word "and," in the 8th line of the 7th section: by striking out the words "and securities," in the 10th line of the same section: by adding the words "nor any moneys borrowed for purposes of internal improvement," to the 10th section; and also by adding the following as an additional section:

"SEC. 11. The 20th section of the act entitled 'An act to consolidate the acts relative to the Auditor and Treasurer, and election of Attorney General, approved 2d March, 1833,' is hereby repealed."

Ordered to be engrossed for a third reading as amended.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road from Thornton to Lockport, Plainfield and Blackberry creek,"

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork,"

"An act to re-locate a part of the state road leading from Springfield to Lewiston,"

"An act for the relief of the heirs of John Thompson deceased,"

"An act to incorporate the Carrolton and Bluffdale rail road or turnpike company,"

"An act to incorporate the Little Rock Academy,"

"An act authorizing suits against persons whose names are unknown, in certain cases,"

"An act to change in part a state road leading from Meridosia to Quincy,"

"An act to locate a state road from Pekin via Athens to Springfield,"

"An act to locate a state road from Wesley city to Mackinaw town, in Tazewell county,"

"An act to establish the county of Livingston,"

"An act to incorporate the Beardstown improvement company,"

"An act to define the extent of possession in cases of settlement on the public lands,"

"An act to revive and re-locate a state road from Lebanon to Wiggins' Ferry,"

"An act relating to the town of Utica, in the county of Fulton,"

"An act to establish a state road from Ottawa to Ownes, at High Point,"

"An act supplementary to an act to incorporate the Alton marine and fire insurance company," approved February 7, 1836.

"An act concerning a state road from Albion to Maysville,"

"An act to locate a state road from Peoria by Oneola to Galena,"

"An act to locate a state road therein named,"

"An act for a state road from Darwin in Clark county, to the State line of Indiana, in the direction to Terre Haute."

Mr. Hackelton, from the same committee, afterwards reported that they had this day laid the aforesaid bills before the council of revision.

On motion of Mr. Hacker,

The bill from the House of Representatives for establishing and maintaining a general system of internal improvements, and the amendments of the House of Representatives thereto, made for the purpose of obviating the objections of the council of revision thereto, were taken up for consideration, and said amendments were concurred in.

On the question, will the Senate concur with the House of Representatives in the passage of said bill as amended?

It was decided in the affirmative.

Ayes 23; Noes 13.

Those voting in the affirmative are—

Messrs. Allen of M'Lean, Bond, Edwards, Flectcher, Gatewood, Hackelton, Hacker, Hamlin, Mills, Mitchell, Murray, Noel, Owen, Parrish, Pruyne, Reilly, Stadden, Vance, Warren, Weatherford, Whiteside of Monroe, Wight and Wood.

In the negative—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Lane, O'Rear, Ross, Servant, Thomas, Turney, Whiteside of Pope, and Mr. Speaker.

Ordered, That the Secretary inform the House of Representatives thereof.

The bills from the House of Representatives of the following titles, viz:

"An act to locate a state road from the Indiana line, northwest in a direction to Mineral Point,"

"An act to create the county of Bureau,"

"An act for the relief of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Brown, and Susan Williams,"

"An act to re-locate certain roads therein named,"

"An act to incorporate the Chicago and Fox river turnpike company,"

"An act to vacate a part of the plat of M'Roberts and Walker's addition to the town of Danville,"

Were severally read the third time, and

Passed.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives entitled

"An act supplemental to 'An act to incorporate the President, Directors and Company of the Bank of Illinois at Shawneetown,'"

Was read the third time, and

On the question, shall the bill pass?

It was decided in the affirmative.

Ayes 23; Noes 11.

Those voting in the affirmative are—

Messrs. Allen of M'Lean, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, Mills, Mitchell, Murray, Owen, Pruyn, Reilly, Ross, Servant, Stadden, Thomas, Vance, Warren, Weatherford, White-side of Monroe, Wight, and Wood.

In the negative—

Messrs. Allen of Greene, Borrough, Browning, Butler, Craig, Lane, Noel, Parker, Turney, and Mr. Speaker.

Ordered, That the Secretary inform the House of Representatives thereof.

The engrossed bill entitled

"An act to amend the act entitled 'An act for the incorporation of the Mississippi, Springfield, and Carrollton rail road company,'"

Was read the third time.

Mr. Allen of M'Lean, moved to amend the bill by adding an additional section, viz:

"That all the provisions of the foregoing sections be, and they are hereby made applicable to the Alton and Springfield turnpike road company, as extended to the town of Bloomington, in the county of M'Lean,"

Which was not agreed to. When,

On motion of Mr. Hacker,

Said bill was laid on the table.

The engrossed bill entitled

"An act to incorporate the Central Branch and Webster rail road company,"

Was read the third time and

Passed.

On motion of Mr. Stadden,

The title was so amended as to read

"An act to incorporate the Webster, Ottawa, and Kiskwakee rail road company."

Ordered, That the title be as amended, that the Secretary inform the House of Representatives of the passage of said bills, and ask their concurrence therein.

The engrossed bill entitled

"An act to amend 'An act to create and organize the counties therein named,'"

Was read the third time and

Passed.

Ordered, That the title thereof be as aforesaid, that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence therein.

The bill from the House of Representatives for

"An act to amend an act entitled 'An act for the construction of the Illinois and Michigan canal,'" Approved 9th January, 1836.

Was read the third time and

Passed as amended.

ORDERED, That the title of the bill be as aforesaid, that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

The bill from the House of Representatives for

"An act for the relief of John Pearson administrator of the estate of Francis Prince deceased."

Was read the second time, and

ORDERED, To a third reading.

A message from the House of Representatives by Mr Prickett their clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of a bill entitled

"An act to incorporate the Seminaries therein named,"

As amended by them, in which amendments, they ask the concurrence of the Senate.

And he withdrew.

The bill from the House of Representatives to,
Incorporate the Chippewa Dry Dock Company"

Was read the second time, and

On motion of Mr Edwards,

Referred to a select committee.

ORDERED, That Messrs. Edwards, Borrough and. Servant be that committee.

The bill from the House of Representatives for,

"An act to locate a state road from Nelson in Shelby county to Le Roy in McLean county."

Was read, and

ORDERED, To a second reading.

On motion of Mr Allen of McLean,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Allen of McLean, Warren and Lane be that committee.

The bills from the House of Representatives for

"An act to amend an act entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated."

"An act for the relief of the Inhabitants of Township 10 in range number 9 in Gallatin county," and

"An act supplemental to an act entitled an act to erect certain bridges." Approved January 22d, 1831.

Were severally read, and

ORDERED, To a second reading.

The bill from the House of Representatives for,

"An act to define the Western boundary line of Adams county,"

Was read, and

ORDERED, To a second reading.

On motion of Mr Owen,
The rule of the senate was dispensed with and said bill read a second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for,

"An act to relocate part of certain state roads therein mentioned."

Was read, and

Ordered, To a second reading.

On motion of Mr Parker,

The rule of the Senate was dispensed with, and said bill read a second time by its title, and

ORDERED, To a third reading.

Mr Speaker having announced that the communication this day received from the Governor, was on executive business, the doors were closed.

And on opening the doors,

The bill from the House of Representatives for,

"An act to locate a state road from Pekin by Havanna to Jacksonville, and from Havanna to Athens."

Was read, and

Ordered, To a second reading.

On motion of Mr Thomas,

The rule of the Senate was dispensed with, and said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Thomas, Herndon and Mitchell be that committee.

The bill from the House of Representatives for,

"An act to incorporate the Vulcan Foundry,"

Was read, and

Ordered, To a second reading.

On motion of Mr Hacker,

The rule of the Senate was dispensed with, and said bill read a second time by its title, and

ORDERED, To a third reading.

On motion of Mr. Hacker,

The rule of the Senate was further dispensed with, and said bill read a third time by its title, and

Passed.

ORDERED, That the title be as aforesaid and that the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for,

"An act for the benefit of McLean county,"

Was read, and

Ordered, To a second reading.

On motion of Mr Allen of McLean,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Ordered, To a third reading.

On motion,

The Senate adjourned until two o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr Edwards from the select committee to which was referred the bill from the House of Representatives to

"Incorporate the Chippeway Dry Dock Company,"

Reported the same back to the Senate with an amendment,

Which was read, and

Concurred in.

Ordered, To a third reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and said bill read the third time by its title, and

Passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto.

Mr Hackelton from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Spoon River Navigation Company,"

Reported the same back with an amendment

Which was read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr Hackelton the rule of the Senate was dispensed with and said bill read a third time by its title, and

Passed as amended

Ordered, That the title of the bill be as aforesaid, that the Secretary inform the House of Representatives of the passage of the said bill and ask their concurrence in the amendments of the Senate thereto.

The amendments of the House of Representatives to the bill entitled,

"An act to incorporate the Seminaries therein named,"

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bills from the House entitled,

"An act to define the extent of possession in cases of settlement on the public lands."

"An act to incorporate the Canton College of Illinois."

"An act to locate a State road from Meredocia to Warsaw."

"An act to incorporate the Jacksonville Mechanics Union."

"An act declaring certain streams therein named navigable."

"An act for a State road from Marshall to Charleston."

"An act to locate a State road therein named."

"An act to locate a State road from Danville to Decatur."

"An act to incorporate the President and Trustees of the Jerseyville Academy."

"An act in relation to Champaign county."

"An act to locate a State road therein named, and for other purposes."

"An act to locate a State road from Carlinville in Macoupin county to Greenville in Bond county."

They have also concurred in the amendment of the Senate to the bill from the House of Representatives entitled

"An act to locate a State road from Pekin to Paris," as amended by them.

In which amendment to the amendment of the Senate, they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills entitled,

"An act to incorporate the Kaskaskia rail road Company."

"An act supplemental to an act to establish certain counties, approved Jan. 16, 1836."

"An act to incorporate the Rush Medical College."

"An act to incorporate the Dixon Hotel Company."

"An act to authorize Samuel Evans to build a toll bridge over Salt creek."

"An act to incorporate the Washington Manufacturing Company."

"An act declaring M'Kees Creek in Pike county a navigable stream."

"An act to locate a State road from Commerce in Hancock county to Farmington in Fulton county."

"An act to incorporate the Madison Mining, Manufacturing and Exporting Company."

"An act to incorporate the Saint Marys College."

"An act to incorporate the Lawrenceville Manufacturing Company."

"An act to incorporate the town of Juliet and define its boundaries."

"An act increasing the penalty of the Treasurers bond." and

"An act to incorporate the Chester, Nashville and Pinckneyville rail road Company." and

"An act to locate a State road from Decatur in Macon county to Carlinville in Macoupin county, via Edinburgh in Sangamon county."

They have passed bills of the following titles, viz:

"An act to incorporate the Kankakee and Iroquois navigation Company," and

"An act to incorporate the St. Clair rail road Company."

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills of the following titles, viz:

"An act to locate a State road from Windsor to Bloomington,"

"An act to provide for paying contractors upon the Illinois and Michigan Canal," as amended by them.

They amend the title of the last named bill so as to read,

"An act to review and relocate part of the State road from Galena to Chicago."

In which several amendments, they ask the concurrence of the Senate.

They have concurred in the amendment of the Senate to the bill returned by the Council of revision with their objections, entitled

"An act to organize Henry county,"

And have repassed said bill as amended.

They have concurred with the Senate in their amendment to the resolution from the House of Representatives fixing the 27th inst. for the adjournment of this general assembly *sine die*.

And he withdrew.

Mr Stadden from the select committee to which was referred the bill for

"An act to incorporate the Starved Rock Manufacturing Company."

Reported the same back to the Senate with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

The bill from the House of Representatives for

"An act for the benefit of the infant heirs of William B. Collins deceased."

Was read, and

Ordered, To a second reading.

On motion of Mr Whiteside of Monroe,

The rule of the Senate was dispensed with, and said bill read a second time by its title, and

Ordered, To a third reading.

A message from the House of Representatives by Mr Hankins of the House of Representatives.

MR. SPEAKER:

The House of Representatives have passed a bill entitled

"An act to incorporate the Beardstown Insurance Company."

In the passage of which they ask the concurrence of the Senate.
And he withdrew.

The bill from the House of Representatives for
"An act to incorporate the Waynesville and Petersburg rail road company,"

Was read, and

Ordered, To a second reading.

On motion of Mr Allen of McLean,

The rule of the Senate was dispensed with, and said bill read a second time by its title, and

Ordered, To a third reading.

On motion of Mr Allen of McLean,

The rule of the Senate was further dispensed with, and said bill read a third time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of McLean, Mitchell and O'Rear, be that committee.

The amendments of the House of Representatives to the bill entitled

"An act to amend an act entitled 'An act for the organization and government of the Militia of this State,' Approved March 2, 1833.

Were read, and

Concurred in.

On motion of Mr. Thomas,

The vote just taken on concurring in said amendments was reconsidered, and

On motion of Mr Weatherford the bill and amendment were referred to the committee on Military affairs.

The bill from the House of Representatives for

An act to locate a state road from Grafton to Wood River,"

Was read, and

Ordered, To a second reading.

On motion of Mr Allen of Greene,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Ordered, to a third reading.

The bill from the House of Representatives for

"An act to continue the Charter of the Bank of Kaskaskia for a limited time,"

Was read and

Ordered to a second reading.

On motion of Mr Bond,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Bond, Servant, and Pruyn be that committee.

The bill from the House of Representatives for

"An act to provide for the printing, binding and distributing the laws and journals of this State."

Was read, and

Ordered, To a second reading.

On motion of Mr Thomas,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to the Committee on the Judiciary.

The bill from the House of Representatives for

"An act to incorporate the Edwardsville and Chippewa rail road Company,"

Was read and

Ordered to a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Edwards, Craig and Butler be that committee.

The amendments of the House of Representatives to the bill for

"An act to incorporate the Rushville Insurance Company."

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr Thomas,

The bill for

"An act for the relief of Rene Paul,"

And the amendments of the House of Representatives thereto, were laid on the table

Mr Hacker moved,

That the resolution providing for the appointment of a joint select committee, to fix the time of holding Courts in the 6th and 7th judicial circuits, and the amendments of the House of Representatives thereto, recommending the call of a Convention to amend the State Constitution, be referred to a select committee.

Which was decided in the negative.

On motion of Mr Fletcher,

The said resolution and amendments, were laid on the table until the 4th day of July next.

The Ayes and Noes being called for on this question,

Those voting in the affirmative are,

Messrs. Allen of McLean, Borough, Browning, Butler, Craig, Edwards, Fletcher, Hacker, Hamlin, Lane, Mills, Owen, Parrish, Pruyne, Ross, Servant, Thomas, Vance, Wood, and Mr Speaker.—20.

In the negative.

Messrs. Allen of Greene, Bond, Parker, Reilley, Stadden, Weather-

ford, Whiteside of Monroe, and Wight.

ORDERED, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act providing for the payment of an appropriation made to Franklin and Jackson counties," approved Feb. 15, 1827.

Was read, and

Ordered, To a second reading.

On motion of Mr Parrish,

The rule of the Senate was dispensed with, and said bill was read a second time by its title,

Mr Parrish moved,

That said bill be referred to a select committee. **And**

On motion of Mr Thomas,

It was referred to the committee on finance.

The bill from the House of Representatives for

"An act to create certain counties,"

Was read, and

ORDERED, To a second reading.

On motion of Mr Servant,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and thereupon,

Mr Browning moved to amend said bill, by striking out of the 4th section, the word "Benton" and inserting in lieu thereof the following, viz; "De Kalb," in honor of Baron De Kalb for his distinguished services in the Revolutionary War."

On motion of Mr. Wight.

The bill and proposed amendment were referred to a select committee of five.

ORDERED. That Messrs. Wight, Stadden, Whiteside of Monroe, Vance and Browning, be that committee.

The bill from the House of Representatives for

"An act for the formation of Michigan county,"

Was read, and

Ordered, To a second reading;

On motion of Mr Pruyne,

The rule of the Senate was dispensed with and said bill was read a second time by its title and

Referred to a select committee.

Ordered, That Messrs. Pruyne, Hamlin and Butler be that committee.

The bill from the House of Representatives for

"An act for the formation of the county of Cass,"

Was read, and

Ordered, To a second reading.

On motion of Mr Weatherford,

The rule of the Senate was dispensed with, and said bill was read a second time by its title.

Mr Bond moved to amend the bill by striking out the name of "Cass" and inserting "Moredock, in honor of the late Col. John Moredock of Monroe county," in lieu thereof

On motion of Mr Thomas,

The bill and proposed amendment were referred to a select committee.

Ordered, That Messrs. Thomas, Weatherford and Allen of McLean be that committee.

The bill from the House of Representatives for
"An act to incorporate the Pekin Rail Road Company,"

Was read, and

Ordered, To a second reading.

Oh motion of Mr Hamlin,

The rule of the Senate was dispensed with and said bill was read a second time by its title and

Referred to a select committee.

Ordered, That Messrs. Hamlin, Mitchell, and Weatherford be that committee.

The bill from the House of Representatives for

"An act to incorporate the Grafton and White Hall Hotel Companies,"

Was read, and

Ordered, To a second reading.

On motion of Mr Allen of Greene,

The rule of the Senate was dispensed with and said bill was read the second time by its title and

Referred to a select committee,

Ordered, That Messrs. Allen of Green, O'Rear and Lane be that committee.

The bill from the House of Representatives for

"An act to incorporate the Belvidere college,"

Was read and

Ordered to a second reading.

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

ORDERED to a third reading.

On motion of Mr. Thomas,

The rule of the Senate was further dispensed with, and said bill was read a third time by its title, and

Passed.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bill from the House of Representatives for

"An act to incorporate the town of Alton,"

Was read and

ORDERED so a second reading.

On motion of Mr. Whiteside of Monroe,
The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Amended by striking out the preamble.

Ordered to a third reading as amended.

On motion of Mr. Whiteside of Monroe,
The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

The bill from the House of Representatives for

"An act to incorporate the Grafton and Carrolton turnpike company,"

Was read and

Ordered to a second reading.

On motion of Mr. Allen of Greene,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Allen of Greene, Turney, and Borrough, be that committee.

The bill from the House of Representatives for

"An act to incorporate the Mount Carmel marine and fire insurance company,"

Was read and

Ordered to a second reading.

On motion of Mr. Mills,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered to a third reading.

On motion,

The Senate adjourned until 7 o'clock P. M.

Seven o'clock P. M.

The Senate met pursuant to adjournment.

Mr. Browning moved the adoption of the following resolution, viz:

Resolved, That the Secretary of the Senate be directed to inform the House of Representatives that the clerk of the council of revision

has reported to the Senate, that said council have approved a bill entitled "An act to permanently locate the seat of government of Illinois," and that the Senate will be ready, at 10 o'clock A. M. to-morrow, the 28th inst. to convene in the Hall of the House of Representatives, and proceed to vote for a place for the seat of government, according to the provisions of said law."

On motion of Mr. Browning,

The rule of the Senate requiring said resolution to lie one day on the table was dispensed with, and said resolution was now considered.

Mr. Lane moved that the said resolution be laid on the table, which was decided in the negative.

Ayes 5; Noes 24.

Those voting in the affirmative are—

Messrs. Craig, Edwards, Hamlin, Lane, and Whiteside of Pope.

In the negative—

Messrs. Allen of Greene, Allen of M'Lean, Borrough, Browning, Butler, Fletcher, Hacker, Mills, O'Rear, Owen, Parker, Parrish, Pruyn, Reilly, Ross, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Wood, and Mr. Speaker,

On the question of the adoption of said resolution,

It was decided in the affirmative.

Mr. Edwards, from the select committee to which were referred the bill from the House of Representatives for

"An act to incorporate the Edwardsville and Chippewa rail road company,"

Reported the same back without amendment.

ORDERED to a third reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

A message from the council of revision, by Mr. Owings their Secretary:

MR. SPEAKER:

Bills of the following titles, viz:

"An act to regulate the proceedings by attachment before Justices of the Peace,"

"An act to incorporate the Hanover college, in Tazewell county,"

"An act to incorporate the Illinois beet sugar, silk, and vegetable oil manufacturing company,"

"An act to locate a state road from Chester to Bellville,"

"An act to amend an act entitled 'An act to incorporate the Carlyle bridge company,'"

"An act to incorporate the towns therein named, and for other purposes,"

"An act to vacate parts of certain roads,"

"An act to locate a state road therein named,"

"An act to locate a state road from Peoria by Osseola to Galena,"

"An act concerning a state road from Albion to Maysville,"

"An act to establish a state road from Ottawa to Ownes, at High Point,"

"An act supplementary to an act to incorporate the Alton marine and fire insurance company," approved February 7, 1835.

"An act to review and re-locate a state road from Lebanon to Wiggins' Ferry,"

"An act for a state road from Darwin in Clark county, to the state line of Indiana, in the direction to Terre Haute,"

"An act relating to the town of Ulica, in the county of Fulton,"

Have been approved by the council of revision.

And he withdrew.

Mr. Turney moved that the committee of the whole be discharged from the further consideration of the bill from the House of Representatives in relation to the distribution of the school fund,

Which was decided in the negative.

Ayes 13; Noes 20.

Those voting in the affirmative are—

Messrs. Borrough, Craig, Lane, Noel, Parrish, Reilly, Stadden, Weatherford, Whiteside of Monroe, Whiteside of Pope, and Mr. Speaker.

In the negative—

Messrs. Allen of Greene, Allen of M'Lean, Bond, Browning, Butler, Edwards, Fletcher, Hacker, Hamlin, M'Laughlin, Mills, O'Rear, Owen, Parker, Pruyn, Ross, Servant, Thomas, Vance, and Warren.

Mr. Lane moved that the Senate do now resolve itself into a committee of the whole on the foregoing bill, and the several other bills on the same subject,

Which was decided in the negative.

Ayes 13; Noes 20.

Those voting in the affirmative are—

Messrs. Allen of M'Lean, Bond, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Hacker, Hamlin, O'Rear, Owen, Pruyn, Ross, Servant, Stadden, Thomas, Vance, Warren, and Whiteside of Monroe.

The bill from the House of Representatives for

"An act to incorporate the Manchester and Bridgeport rail road company,"

Was read and

Ordered to a second reading.

On motion of Mr. Weatherford,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Weatherford, Owen, and Allen of Greene, be that committee.

The bill from the House of Representatives for

"An act to re-locate state roads therein named,"

Was read and

Ordered to a second reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Hacker, Parrish, and Whiteside of Pope be that committee.

The bill from the House of Representatives for

"An act to incorporate the Springfield and Paris rail road company,"

Was read and

On the question, shall the bill be read a second reading?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act to incorporate the Illinois and Rock river canal company,"

Was read and

On the question, shall the bill be read a second time?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act for the purposes therein named,"

Was read and

Ordered to a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered to a third reading.

On motion of Mr. Thomas,

The rule of the Senate was further dispensed with, and said bill was read the third time by its title, and
Passed.

The bill from the House of Representatives for,

"An act to incorporate the Fayette county manual labor Seminary,"

Was read, and

ORDERED to a second reading.

On motion of Mr. McLaughlin,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

ORDERED to a third reading.

On motion of Mr. Thomas,

The rule of the Senate was further dispensed with, and said bill was read a third time by its title, and

Passed.

ORDERED, That the title of the foregoing bills be respectively as aforesaid, that the Secretary inform the House of Representatives of the passage thereof.

The bill from the House of Representatives for

"An act to change the public square in the town of Mount Sterling,"

Was read, and

Ordered to a second reading.

On motion of Mr. Browning,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

ORDERED to a third reading.

The bill from the House of Representatives for,

"An act to amend an act entitled 'An act concerning practice in courts of law,'"

Was read, and

Ordered to a second reading.

On motion of Mr. Gatewood,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to the committee on the judiciary.

On motion.

The Senate adjourned.

The Senate met pursuant to adjournment.

Tuesday, February, 28, 1837.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives are now ready to receive the Senate in the Hall of the House of Representatives, for the purpose of electing a permanent seat of Government, in pursuance of a law of the present session of the General Assembly.

And he withdrew.

Whereupon the Senate preceded by their Speaker, attended in the Hall of the House of Representatives, and there both branches of the General Assembly proceeded to elect a permanent seat of Government for the State of Illinois.

When the vote being taken, stood thus:

For Springfield 35, Peoria 16, Vandalia 16, Alton 15, Jacksonville 14, Decatur 4, Illiopolis 3, Carrollton 3, the geographical Centre 3, Mount Carmel 2, Bloomington 2, Palestine 1, Grafton 1, Shawneetown 1, Paris 1, Pittsfield 1, Shelbyville 1, Hillsboro 1, Caledonia 1.

Those voting for Springfield are,

Messrs. Allen of McLean, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Wight, Wood and Mr Speaker, of the Senate.

Messrs. Able, Aldrich, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Edwards, Elkin, Enloe, Galbreath, Green of St. Clair, Lincoln, Logan, McCormick, Minshall, Naper, Richardson, Scarborough, Stone, Stuart, Webb, Wilson, of the House of Representatives.

For Peoria,

Messrs. Butler, Hackelton, Hamlin, Owen, Pruyn, Stadden, of the Senate.

Messrs. Ball, Charles, Courtright, Edmundston, Leary, McMurtry, Marrs, Rawalt, Voris and Walker of Cook, of the House of Representatives.

For Vandalia,

Messrs. Bond, Lane, McLaughlin, Parker, Reilly and Whiteside of Pope, of the Senate.

Messrs. Bently, Carpenter, Davidson Dement, Diarman, Dollens, Greene, of Clay, McCown, Pace and Watkins of the House of Representatives.

For Alton.

Messrs. Borough, Craig, Edwards, Murray, Parrish, Servant and Whiteside of Monroe, of the Senate.

Messrs. Harris, Hogan, Huey, Moore of St. Clair, Murphy, of Perry, Smith of Madison, Stuntz and Thompson, of the House of Representatives.

For Jacksonville.

Messrs. Allen of Green, O'Rear, Ross, Thomas, Turney and Weatherford of the Senate.

Messrs. Cloud, Douglass, Happy, Hardin, Madden, Morton, Walker of Morgan and Wheeler of the House of Representatives.

For Decatur,

Messrs. Noel and Vance of the Senate, and

Messrs. French and Lyons of the House of Representatives.

For Illiopolis.

Messrs. Barnett, Murphy of Vermilion and O'Neill of the House of Representatives.

For Carrollton,

Messrs. Davis, English and Witt of the House of Representatives.

For the Geographical Centre,

Messrs. Dunbar, Hunt and Turney of the House of Representatives.

For Mount Carmel,

Mr Mills of the Senate, and Mr Smith of Wabash of the House of Representatives.

For Bloomington,

Messrs. Henshaw and Moore of McLean, of the House of Representatives.

For Palestine, Mr Lagow.

For Grafton, Mr. Lane, of the House of Representatives.

For Shawneetown—Mr McClernand.

For Paris—Mr Minor.

For Pittsfield—Mr Paullen.

For Kaskaskia—Mr Shield.

For Shelbyville—Mr Turley.

For Hillsboro—Mr Whitten.

For Caledonia—Mr Wood of the House of Representatives.

No one point or place having received a majority of all the votes given, the two Houses proceeded to take another vote, which being counted stood thus.

Those voting for Springfield are,

Messrs. Allen of Greene, Allen of McLean, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Pruyn, Servant, Vance, Wight, Wood and Mr Speaker, of the Senate, and

Messrs. Able, Aldrich, Ball, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Edwards, Elkin, Enloe, Galbreath, Green of St. Clair, Leary, Lincoln, Logan, Lyons, McCormick, Minshall, Murphy of Perry, Naper, Richardson, Scarborough, Stone, Stuart, Webb and Wilson, of the House of Representatives.—43.

For Peoria.

Messrs. Butler, Hackelton, Hamlin, Owen, and Stadden, of the Senate, and

Messrs. Charles, Courtright, Edmondston, McMurtty, Rawalt, Voris and Walker of Cook, of the House of Representatives.—12.

For Vandalia.

Messrs. Bond, Lane, McLaughlin, Reilley and Whiteside of Pope of the Senate.

Messrs. Bently, Carpenter, Davidson, Dement, Diarman, Dollens, Greene of Clay, Pace, Watkins and Whitten of the House of Representatives,—15.

For Alton.

Messrs. Borough, Craig, Edwards, Murray, Parrish, Whiteside of Monroe, of the Senate.

Messrs. Harris, Hogan, Huey, Marrs, Moore of St. Clair, Shield, Smith of Madison, Smith of Wabash, Stuntz and Thompson of the House of Representatives.—16.

For Jacksonville.

Messrs. O'Rear, Ross, Thomas, Turney and Weatherford of the Senate, and

Messrs. Cloud, Douglass, Happy, Hardin, Lagow, Lane, Madden, Morton, Walker of Morgan and Wheeler of the House of Representatives.—15.

For Carrollton.

Messrs. Davis, English and Witt, of the House of Representatives, 3.

For Illiopolis.

Messrs. Noel and Parker of the Senate, and Messrs. Barnet, Dunbar,

French, Hunt, McCown, Murphy of Vermillion, Oneille and Paullen of the House of Representatives—10.

For Albion—Mr Mills.

For Shelbyville—Mr Warren of the Senate, and Turley of the House of Representatives.

For Bloomington.

Messrs. Henshaw and Moore of McLean.

For Equality—Mr McClernand.

For the Geographical Centre—Messrs. Minor and Turney of the House of Representatives.

And no one point or place having as yet received a majority of all the votes given, the two Houses proceeded to take a third vote, which being counted stood thus:

Those who voted for Springfield are.

Messrs. Allen of Greene, Allen of McLean, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Pruyne, Ross, Servant, Wight, Wood and Mr. Speaker, of the Senate.

Messrs. Able, Aldrich, Ball, Charles, Craig, Crain, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Enloe, French, Galbreath Green of St. Clair, Hunt, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minor, Minshall, Murphy of Perry, Naper, Richardson, Scarborough, Stone, Stuart, Thompson, Watkins, Webb, Wheeler Wilson and Witt of the House of Representatives.—53.

For Peoria,

Messrs. Butler, Hackelton, Hamlin and Owen of the Senate, and

Messrs. Courtright, Edmundston, M'Murtry, Oneille, Rawalt, Voris, and Walker of Cook, of the House of Representatives—10.

For Vandalia,

Messrs. Bond, Lane, McLaughlin, Murray, Parker, Stadden, Vance and Whiteside of Pope, of the Senate, and

Messrs. Bently, Davidson, Dement, Diarman, Dollens, Marrs, Pace and Whitten, of the House of Representatives—16.

For Alton,

Messrs. Borough, Craig, Edwards, Parrish and Whiteside of Monroe, of the Senate.

Messrs. Harris, Hogan, Huey, Moore of St. Clair, Paullen, Shield, Smith of Madison, Smith of Wabash and Stuntz.—14.

For Jacksonville,

Messrs. O'Rear, Thomas, and Weatherford of the Senate, and

Messrs. Cloud, Douglass, Happy, Hardin, Madden, Morton and Walker of Morgan.—10.

For Purgatory,—Mr Mills.

For Mt. Carmel.—Mr. Reilly.

For Carrolton.—Mr Turney of the Senate and Messrs. Davis and English of the House of Representatives.

For Shelbyville,—Mr. Warren of the Senate, and Mr. Turley of the House of Representatives.

Mr. Alwater of the House of Representatives voted for Hennepin.

Mr Cullom of the House of Representatives for Tremont.

Mr Carpenter of the House of Representatives for Grand Cairo.

Mr Green of Clay, of the House of Representatives for Lawrenceville.

Mr Henshaw of the House of Representatives for Bloomington.

Mr Moore of McLean of the House of Representatives voted for Waynesville.

Mr Wood of the House of Representatives, for Caledonia.

For Illiopolis—Mr Wood of the Senate, and Messrs. Barnet and M. Cown of the House of Representatives.

No one point or place having as yet received a majority of all the votes given, the two Houses proceeded to vote a fourth time, which being counted stood thus.

Those who vote for Springfield are—

Messrs. Allen of Greene, Allen of M'Lean, Borrough, Browning, Fletcher, Gatewood, Hicker, Herndon, Maxwell, Mitchell, Noel, Parrish, Pruyn, Ross, Servant, Turney, Vance, Warren, Wight, Wood and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Atwater, Ball, Barnet, Charles, Courtright, Craig, Crain, Cullom, Davis, Dawson, Dougherty, Dubois, Dunbar, Edmondston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of St. Clair, Harris, Hogan, Hunt, Lagow, Leary, Lincoln, Logan, M'Cornick, M'Clelland, Minor, Minshall, Moore of M'Lean, Moore of St. Clair, Murphy of Perry, Murphy of Vermillion, Naper, O'Neill, Paullen, Richardson, Scarborough, Smith of Wabash, Stone, Stewart, Thompson, Turney, Watkins, Webb, Wheeler, and Wilson, of the House of Representatives—73.

For Peoria,

Messrs. Butler, Hackelton, Hamlin, and Owen of the Senate, and

Messrs. M. Murtry, Rawalt, Voris and Walker of Cook, of the House of Representatives—8.

For Vandalia,

Messrs. Lane, M'Laughlin, Murray, Parker, and Whiteside of Pope, of the Senate, and

Messrs. Bently, Carpenter, Davidson, Dement, Dianman, Dollens, Huey, M'Cown, Marrs, Stuntz, and Whitten, of the House of Representatives—16.

For Alton—Messrs. Bond, Edwards, and Whiteside of Monroe, of the Senate; and Messrs. Pace, Sheild, and Smith of Madison, of the House of Representatives—6.

For Jacksonville—Messrs. O'Rear, Thomas, and Weatherford of the Senate; and Messrs. Cloud, Douglass, Happy, Hardin, Lane, Madlen, Morton, and Walker of Morgan, of the House of Representatives—11.

For Illiopolis—Messrs. Mills, Reilly, and Stadden, of the Senate.

Mr. Craig, of the Senate, voted for Hillsboro'.

Mr. Green of Clay, of the House of Representatives, voted for Shawneetown.

Mr. Henshaw, of the House of Representatives, voted for Blooming-
ton.

Mr. Turley, of the House of Representatives, voted for Essex.

Mr. Witt, of the House of Representatives, voted for Grafton.

Mr. Wood, of the House of Representatives, voted for Caledonia.

The town of Springfield, in Sangamon county, having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly selected as the permanent seat of government of the State of Illinois, from and after the time that it is fixed by the constitution at Vandalia.

The Honorable the Senate then returned to their Chamber, and

On motion,

The Senate adjourned until two o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Bond,

The resolution heretofore laid on the table in relation to the election three fund commissioners was taken up, and amended by striking out "the 20th inst. at 2 P. M." and inserting the "1st March, at 7 o'clock P. M."

Mr. Browning moved farther to amend, by inserting "and three commissioners to superintend the erection of the public buildings at Springfield."

Not agreed to.

The resolution as amended, was then adopted.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act for the relief of the infant heirs of James Woodsides deceased,"

"An act to incorporate the Shokokon and Rushville rail road company,"

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace in and for the county of Coles,"

"An act to locate a state road from the Mississippi to Miconb,"

"An act to locate a state road from Beardstown to Mount Sterling,"

"An act to construct the Grand Pass canal,"

"An act to vacate the survey and plat of the town of Concord and West Windsor,"

"An act amending an act entitled 'An act concerning forcible entry

and detainer," approved February 2, 1827.

"An act to locate a state road from Chester in Randolph county to Waterloo,"

"An act to locate a certain state road therein named,"

"An act to incorporate the town of Grafton,"

"An act to incorporate the Canton college of Illinois,"

"An act supplemental to an act entitled 'An act to incorporate the president, directors, and company of the Bank of Illinois at Shawneetown,'"

"An act to relocate certain state roads therein named,"

"An act to create the county of Bureau,"

"An act to locate a state road from Shawneetown, in Gallatin county, to Golconda in Pope county,"

"An act to locate a state road from a point on the Mississippi river opposite Burlington, to Farmington in Fulton county,"

"An act to incorporate the Jacksonville Mechanics' Union."

Mr. Hackelton, from the same committee, afterwards reported that they had this day laid before the council of revision the aforesaid bills.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of the bill entitled,

"An act to incorporate the St. Clair silk company."

And he withdrew.

On motion of Whiteside of Monroe,

The resolution heretofore laid on the table, for authorizing the Sergeant-at-Arms to appoint an assistant,

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Whiteside of Monroe, Turney, and Thomas, be that committee.

A message from the House of Representatives by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of the bills entitled

"An act to incorporate the St. Clair silk company,"

"An act concerning the town of Monmouth, in Warren county,"

"An act to incorporate the Unity manufacturing company,"

"An act concerning the public revenue of the county of Warren,"

"An act for the benefit of a person therein named,"

"An act to provide for the election of Probate Justices of the Peace,"

"An act to incorporate the Lewistown and Liverpool railroad company,"

"An act to incorporate the Peoria manufacturing and exporting company,"

"An act to locate a state road from Princeton to Pawpaw Grove,"

"An act to amend the act incorporating the Springfield and Alton turnpike road company,"

"An act to legalize the sale of school land in Pike county," and

They have also concurred in the passage of bills entitled

"An act to incorporate the Tamarawa and Mississippi rail road company," and

"An act declaring the road from Covington in Washington county, by Nashville to Pinckneyville in Perry county, a state road,"

As amended by them.

They also amend the title of the last named bill by adding "and from Carlyle to Bellville,"

In which amendment they ask the concurrence of the Senate.

They have passed bills entitled—

"An act for a state road from Stephenson to the state line, and for other purposes,"

"An act to incorporate the New Canton and Piketon rail road company,"

"An act amending an act entitled 'An act concerning Justices of the Peace and Constables,' passed February 3, 1837.

"An act to relocate a part of the state road from Mount Vernon to New Nashville,"

"An act to change part of the state road from Palestine to Shelbyville,"

"An act to change the names of certain towns," and

"An act fixing the terms of the courts of the 1st, 5th, 6th, and 7th circuits,"

In the passage of which they ask the concurrence of the Senate.

They recede from their amendments to the bill from the Senate entitled

"An act to incorporate the stockholders of the Pittsfield and Mississippi rail road company."

And he withdrew.

Mr. Weatherford, from the committee on military affairs, to which had been referred the bill from the House of Representatives for

"An act to encourage volunteer companies,"

Reported the same back without amendment.

ORDERED to a third reading.

On motion of Mr. Weatherford,

The rule of the Senate was further dispensed with, and said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Thomas, from the select committee to which were referred the bill from the House of Representatives for

"An act to locate a state road from Pekin by Havanna to Jacksonville, and from Havanna to Athens,"

Reported the same back with amendments.

Which were read and

Concurred in.

Ordered to a third reading as amended.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

On motion of Mr. Lane,

The committee of the whole were discharged from the farther consideration of the several bills in relation to the distribution of the school fund, &c.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of Greene, Borrough, Craig, Fletcher, Hackelton, Lane, Maxwell, Mills, Mitchell, Noel, Parker, Parrish, Pruyne, Reilly, Ross, Stadden, Thomas, Turney, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, Wood, and Mr. Speaker—24.

In the negative—

Messrs. Allen of M'Lean, Bond, Browing, Butler, Edwards, Hacker, Hamlin, Murray, O'Rear, Owen, Servant, Vance, and Warren—13.

Mr. Hacker moved that said bills be referred to the committee on seminaries, school lands and education,

Which was not agreed to, and

On motion of Mr. Ross,

They were laid on the table.

The ayes and noes being called for on this question,

Those who voted in the affirmative are—

Messrs. Allen of Greene, Allen of M'Lean, Bond, Borrough, Butler, Craig, Fletcher, Hackelton, Hamlin, Maxwell, Mills, Mitchell, O'Rear, Owen, Parker, Parrish, Pruyne, Ross, Stadden, Thomas, Turney, Whiteside of Pope, Wight, Wood, and Mr. Speaker.

In the negative—

Messrs. Browning, Edwards, Hacker, Lane, M'Laughlin, Murray, Noel, Reilly, Servant, Vance, Warren, Weatherford, and Whiteside of Monroe.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to incorporate the president and trustees of the of the Jerseyville academy,"

"An act to locate a state road from Carlinville in Macaupin county to Greenville in Bond county,"

- "An act in relation to Champaign county,"
 "An act for a state road from Marshall to Charleston,"
 "An act to incorporate the Quincy, Griggsville, Jacksonville and Springfield turnpike company,"
 "An act to incorporate the Danville and Covington rail road company,"
 "An act declaring certain streams therein named navigable,"
 "An act to locate a state road from Liberty to Pinckneyville,"
 "An act to locate a state road from Meredosia to Warsaw,"
 "An act to locate a state road from the Indiana line northwest in a direction to Mineral Point,"
 "An act to incorporate the Ottoway manufacturing company,"
 "An act to revive and continue in force an act therein named,"
 "An act to incorporate the Chicago and Fox river turnpike company,"
 "An act to relocate the seat of justice of Clark county,"
 "An act declaring M'Rees' creek, in Pike county, a navigable stream,"
 "An act to amend an act entitled 'An act to lay out a state road therein named,'"
 "An act fixing the time of holding the circuit courts in the several counties in the fourth judicial circuit,"
 "An act to establish a state road from Meacham's Ferry in Pike county, to Carlinville in Macoupin county,"
 "An act to amend an act entitled 'An act establishing the courts of county commissioners,'" approved March 22, 1819.
 "An act to locate a part of a state road from Charlestown to Paris,"
 "An act incorporating the Liverpool, Canton, and Knoxville rail road company."

Mr. Hackelton, from the same committee, afterwards reported that on this day they had laid the above mentioned bills before the council of revision.

Mr. Servant, from the committee on finance, to which was referred the bill from the House of Representatives for

"An act providing for the payment of an appropriation made to Franklin and Jackson counties," approved February 15, 1827.

Reported the same back without amendment.

Ordered to a third reading.

On motion of Mr. Servant,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Mr. Allen of Greene, from the select committee to which had been referred the bill from the House of Representatives for

"An act to incorporate the Grafton and White Hall Hotel companies,"

Reported the same back without amendment.

Ordered to a third reading.

On motion of Mr. Allen of Greene,

The rule of the Senate was dispensed with, and said bill read a third time by its title, and

Passed.

Mr. Pruyne, from the select committee to which was referred the bill from the House of Representatives for

"An act for the formation of Michigan county,"

Reported the same back without amendment.

Ordered to a third reading.

On motion of Mr. Pruyne,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Mr. Stadden, from the select committee to which was referred the bill from the House of Representatives for

"An act for a state road from Ottawa north to the state line,"

Reported the same back without amendment.

Ordered to a third reading.

On motion of Mr. Stadden,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Mr. Weatherford, from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Manchester and Bridgeport rail road company,"

Reported the same back without amendment.

Ordered to a third reading.

On motion of Mr. Weatherford,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Ordered, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Weatherford, from the committee on military affairs, to which had been referred the bill for amending

"An act for the organization and government of the militia of this State," approved 2d March, 1833,

And the amendments of the House of Representatives thereto,

Referred the same back without amendment.

And the amendments of the House of Representatives were

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Ross from the joint select committee to whom was referred a resolution of this General Assembly, requiring said committee to enter

into contract with some suitable person or persons, to execute certain work on the new State House.

Report that they have proceeded to the discharge of their duties, and in pursuance of instructions contained in said resolution, they have entered into a contract with Messrs. A & H. Lee, of the town of Vandalia, to execute and complete the joiner work of three rooms in the lower story of the new State House, to finish the outside doors and glazing of said State House, two rooms to be finished in thirty days from the 28th day of February inst., the third room by the 15th of June next, the outside doors by the first of August next. The contractors to furnish all the necessary materials, except such as is owned by the State and has been delivered to said contractors by said committee, for the sum of eight hundred and sixty eight dollars, which is to be paid in full for all materials found, and labour performed as expressed in said contract, which is now on file in the office of the Secretary of State.

On motion of Mr Ross,

Laid on the table.

On motion of Mr. Maxwell,

The bill for the relief of the Sheriff of McDonough county, heretofore laid on the table, was taken up.

Mr. Thomas moved,

That said bill be again laid on the table.

Which was not agreed to.

On motion of Mr Maxwell,

Referred to a select committee.

Ordered, That Messrs. Maxwell, Vance and Gatewood be that committee.

The engrossed bills of the following titles, viz:

"An act to provide for the safe keeping and security of the public money," and

"An act to amend an act entitled an act concerning minors, orphans and guardians, were severally read the 3d time and passed."

The engrossed bill entitled,

"An act providing for the manner of collecting taxes."

Was read the third time, whereupon

Mr Thomas moved to amend said bill by striking out the third, fourth and fifth sections.

Mr Mitchell moved,

That the bill and proposed amendments be indefinitely postponed.

Which was decided in the negative, Ayes 13, Noes 21.

Those voting in the affirmative are,

Messrs. Borough, Butler, Craig, Hamlin, Mitchell, Murray, Noel, Parker, Parrish, Reilley, Stadden, Wood and Mr. Speaker.

In the negative.

Messrs. Allen of Green, Allen of McLean, Browning, Edwards, Fletcher, Gatewood, Hacker, Lane, Maxwell, Mills, O'Rear, Owen, Pruyne, Ross, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Whiteside of Pope and Wight.

The question recurring on Mr Thomas' motion to amend it was decided in the affirmative.

On the question shall the bill pass?

It was decided in the affirmative. Ayes 24. Noes 11.

Those voting in the affirmative are--

Messrs. Allen of Greene, Allen of McLean, Browning, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, Lane, Maxwell, O'Rear, Owen, Parker, Pruyne, Reilly, Ross, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Whiteside of Pope, and Wight.

In the negative--

Messrs. Borrough, Butler, Craig, Mills, Mitchell, Murray, Noel, Parrish, Stadden, Wood and Mr. Speaker.

Ordered, That the titles of the foregoing bills be respectively as aforesaid and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence therein.

The engrossed bill entitled

"An act to incorporate the Starved Rock Manufacturing Company,"

Was read the third time, and

On motion of Mr Gatewood,

Laid on the table until the 4th day of July next.

The engrossed bill entitled,

"An act to incorporate a company to improve Fox River for Navigation and Manufacturing purposes,"

Was read the third time, and

On motion of Mr Stadden,

Referred to a select committee.

Ordered, That Messrs. Stadden, Gatewood, and Owen be that committee.

The Bills from the House of Representatives of the following titles, viz:

"An act to change the public square in the Town of Mount Sterling."

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company."

"An act to locate a state road from Grafton to Wood River."

"An act for the benefit of the infant heirs of Wm. B. Collins deceased."

"An act for the benefit of McLean county."

"An act to relocate part of certain state roads therein mentioned."

"An act for the relief of John Pearson, administrator of the Estate of Francis Prince deceased." and

"And an act for the relief of Samuel G. Beckley, administrator of the estate of Iram Cook deceased,"

Were severally read the third time, and

Passed.

Ordered, That the titles of the foregoing bills be respectively as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

The bill from the House of Representatives entitled
 "An act to define the western boundary line of Adams county,"
 Was read the third time, and
 Passed.

On motion of Mr Owen,

The title was amended by inserting after the word "Adams," the words "Hancock, Warren, and Mercer," and by striking out "county" and inserting "counties" in lieu thereof.

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendment of the Senate to the title thereof.

The bill from the House of Representatives for

"An act supplemental to an act entitled an act to erect certain bridges," approved Jan. 22, 1831.

Was read the second time, and

On motion of Mr Owen,

Referred to a select committee.

Ordered, That Messrs. Owen, Butler, and Hackelton be that committee.

The bill from the House of Representatives for

"An act to amend an act to incorporate the inhabitants of such towns as may wish to be incorporated,"

Was read the second time, and

On motion of Mr Turney,

Laid on the table until the fourth day of July next.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for,

"An act for the relief of the inhabitants of Township 10 in range number 9 in Gallatin county.

Was read the second time, and

On motion of Mr Gatewood,

Referred to the committee on the Judiciary,

The bill from the House of Representatives for,

"An act providing for the application of an unexpended balance in Gallatin county,"

Was read, and

Ordered, To a second reading.

On motion of Mr Gatewood,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Referred to a select committee. of five.

ORDERED, That Messrs. Gatewood, Whiteside of Pope, Mills, Whiteside of Monroe, and Thomas, be that committee.

The bill from the House of Representatives for,

"An act to locate a State road from Mr Andersons bridge in Madison county, to B. Johnsons in Bond county,"

Was read, and

ORDERED, To a second reading.

On motion of Mr Edwards,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

Mr Gatewood from the committee on the Judiciary to which was referred the bill for

"An act concerning the term of the Circuit Courts in this State,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

The bill from the House of Representatives for

"An act for publishing and distributing the Reports of the Supreme Court of this State."

Was read, and

Ordered, To a second reading.

On motion of Mr Thomas,

The rule of the Senate was dispensed with and said bill was read a second time by its title and referred to the committee on the Judiciary.

The bill from the House of Representatives for

"An act authorizing John W. Sullivan and George Green to build a toll Bridge across the little Wabash river."

Was read, and

ORDERED, To a second reading.

On motion of Mr. Mills.

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

On motion of Mr. Reilley,

Referred to a select committee.

Ordered, That Messrs. Reilly, Mills, and McLaughlin be that committee.

The bill from the House of Representatives for

"An act to amend an act entitled 'An act for the organization and government of the militia of this State,' in force July 2, 1833,

Was read, and

Ordered to a second reading.

On motion of Mr. Lane,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Lane, Maxwell, and Weatherford, be that committee.

Mr. Gatewood moved that the Senate adjourn until 7 o'clock P. M.

Which was not agreed to.

The bill from the House of Representatives for

"An act authorizing Robert Taylor, William Farmer, and Hugh Mc-

Daniel to build a toll bridge across the Little Wabash river,"

Was read, and

ORDERED, To a second reading.

On motion of Mr. Mills,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Mills, McLaughlin, and Lane, be that committee.

The amendments of the House of Representatives to the bills of the following titles, viz:

"An act for a state road from McLeansboro' to Golconda, Pope county,"

"An act to incorporate the Galena rail road and transportation company,"

"An act to locate a state road from Enterprise in La Salle county to Knoxville in Knox county."

Were severally read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

"An act to amend an act to incorporate the Alton and Wabash rail road Company."

Were read, and

On motion of Mr. Browning,

Laid on the table, together with said bill.

The amendments of the House of Representatives to the bill for

"An act to amend an act entitled an act concerning public roads, approved January 18, 1836."

Were read, whereupon

Mr. Browning moved,

To amend said amendments by striking out the 14th section thereof,

Which was decided in the negative.

The said amendments of the House were then concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr Prickett their clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the amendment to the amendment of the House of Representatives to the bill from the Senate entitled

"An act to protect the Canal lands against Trespassers."

They have receded from their amendments to the 7th and 10th sections of said bill.

They have concurred with the Senate in the adoption of the resolu-

tion appointing the 1st day of March at 3 o'clock P. M. for the purpose of electing three fund Commissioners, and seven Commissioners for the Board of Public Works.

They have also concurred with the Senate in their amendments to the bill from the House of Representatives entitled

"An act to amend an act for the construction of the Illinois and Michigan Canal, approved 9th January, 1836."

And he withdrew.

On motion.

The Senate adjourned.

WEDNESDAY, *March 1*, 1837.

The Senate met pursuant to adjournment.

Mr. Pruyne from the select committee to which was referred the bill¹ for

"An act to locate a certain state road and for other purposes."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading, as amended.

Mr Mills from the select committee to which was referred the bill from the House of Representatives for

"An act authorizing Robert Taylor, William Parmer and Hugh McDaniel to build a toll bridge across the little Wabash river."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr Vance,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

On motion of Mr Mills,

The title was amended by striking out the name of "Taylor," and inserting that of "Toler" in lieu thereof.

Ordered, That the title be as amended and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto, and to the bill thereof.

Mr Allen of Greene from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Grafton and Carrollton Turnpike Company."

Reported the same back without amendment.

ORDERED, To a third reading as amended.

On motion of Mr Allen of Greene,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

Mr Noel from the select committee to which was referred the bill for

"An act to distribute the surplus revenue of this State, and for other purposes."

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended,

Mr Browning from the committee on the Judiciary to which was referred the petition of sundry citizens of Edgar county, in relation to common schools.

Reported the same back, and asked to be discharged from the farther consideration thereof.

Which was done.

Mr Craig from the select committee to which was referred the bill from the House of Representatives for

"An act for a state road from J. B. Seward's in Montgomery county to Bailey Taylor's in Macoupin county."

Reported the same back without amendment, and

On his motion,

Laid on the table.

Mr Noel from the select committee to which was referred the bill for

"An act appropriating the unappropriated proceeds of the Vermillion Saline lands, for the purposes therein named."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

On motion of Mr Noel,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed.

On motion of Mr. Noel,

The title was so amended as to make it

"An act to distribute the avails of Saline lands."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Thomas from the select committee to which was referred the bill for

"An act to limit the powers of incorporated towns."

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

On motion of Mr. Browning,

The rule of the Senate was dispensed with and said bill was read the third time by its title, and

Passed:

On motion of Mr. Thomas,

The title was so amended as to make it

"An act supplemental to the act to permanently locate the seat of government of Illinois."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Hackelton from the select committee to which was referred the bill from the House of Representatives for

"An act to locate a state road from Ellisville in Fulton county to Macomb in McDonough county, and to declare a certain road therein named a state road."

Reported the same back without amendment.

Ordered, To a third reading.

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with and said bill was read the third time by its title, and

Passed.

Ordered, That the title of the bill be as aforesaid and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Thomas from the select committee to which was referred the bill from the House of Representatives for

"An act for the formation of the county of Cass," together with the amendment thereto proposed.

Reported the same back with an amendment, to said amendment,

Which was read, and

Concurred in.

Mr. Servant moved,

Further to amend the said amendment, by striking out "Moredock," and inserting "Marshall" in lieu thereof.

Which was not agreed to.

The question recurring on the amendment as amended, and a division of the question being called for, the question was accordingly put on striking out "Cass." and decided in the negative.

The remaining amendments were then concurred in as amended.

Ordered, To a third reading as amended.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with and said bill was read a third time by its title, and

Passed as amended.

Ordered, That the title be as aforesaid and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto.

Mr Whiteside of Monroe from the select committee to which had been referred, a

Resolution, authorising the Sergeant at arms to appoint a suitable assistant.

Reported a joint resolution as a substitute thereto, authorizing the Auditor of Public Accounts to contract with J. M. Peck and John Messinger for one hundred and twenty five copies of the new sectional Map of the State of Illinois, corrected by them, and published by Cotton and Company, at a price not exceeding four dollars each, and requiring the Auditor to dispose of said copies in the following manner:

One copy to be presented to each of the states of the Union; one for the use of the Senate; one for the use of the House of Representatives; one for each of the public officers at the seat of Government of this State; and one to be presented to each county of the State.

Mr. Gatewood moved,

To amend said resolution by striking out the words "one hundred and twenty five" and inserting the words "one hundred and fifty."

"Mr. Lane moved,

To refer said resolution and amendment to a select committee.

Which was not agreed to.

Mr. Ross moved,

To amend the amendment so as to insert the word "ninety," instead of "one hundred and fifty," whereupon

On motion of Mr Lane,

Said resolution and proposed amendments were indefinitely postponed.

The Ayes and Nays being called for on this question;

Those voting in the affirmative were —

Messrs. Browning, Butler, Craig, Hacker, Lane, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Parker, Parrish, Reiley, Stadden, Turney, Weatherford, Wight and Wood.—20.

Those who voted in the negative,

Were Messrs. Allen of Greene, Allen of McLean, Bond, Borough, Fletcher, Gatewood, Hackelton, Hamlin, Maxwell, Owen, Pruyn, Ross, Servant, Whiteside of Monroe, Whiteside of Pope and Mr. Speaker.—16.

Mr. McLaughlin from the select committee, to which had been referred a bill from the House of Representatives for an

"Act authorising John W. Sullivan and George Green to build a toll bridge across the little Wabash River."

Reported the same back with an amendment thereto.

Which was read, and concurred in.

ORDERED, That said bill be read a third time.

On motion of Mr. McLaughlin,

The rule of the Senate was dispensed with, and said bill was then read a third time by its title; and the question then being on the passage of said bill;

It was decided in the affirmative.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments thereto.

Mr Thomas from the committee on the judiciary, to which had been referred a bill from the House of Representatives for an

“Act for the printing, binding and distributing of the laws and journals of this State,”

Reported the same back to the Senate without amendment, whereupon.

On motion of Mr. Thomas,

The further consideration of said bill was indefinitely postponed.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bill from the House of Representatives entitled,

An act to locate a state road from Meredosia to Warsaw.”

They have in pursuance of the request of the Senate, appointed Messrs. Galbreath, Oneile and Paullen, a committee of conference on the disagreeing vote of the two houses, on the bill entitled,

“An act to incorporate the Quincy Academy.”

They have concurred with the Senate in the passage of the bills entitled,

“An act authorizing a subscription to the capital stock of the state bank of Illinois.”

“An act to incorporate the City of Chicago.”

“An act to incorporate the Hillsboro Academy.”

“An act to incorporate the Washington Academy.”

They have also concurred with the Senate in the passage of a bill entitled,

“An act to incorporate the Illinois Book and Publication Company.” As amended by them, in which amendment, they ask the concurrence of the Senate.

They have passed a bill entitled

“An act to incorporate the Beardstown Insurance Company.”

In the passage of which bill, they ask the concurrence of the Senate. And he withdrew.

Mr. Browning from the committee of conference on the disagreeing vote of the two Houses on the amendments of the House of Represent

atives to the amendments of the Senate to the bill from the House of Representatives for

"An act to incorporate the Quincy Academy."

Reported that said committee recommend that the House of Representatives do recede from their said amendment."

Which was concurred in by the Senate,

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Hackelton from the select committee to which had been referred a bill for an

"Act for the benefit of the persons therein named."

Reported the same back to the Senate, with an amendment thereto.

Which was read, and

Concurred in.

Ordered, That the bill be engrossed and read a third time.

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with, and the bill was then read a third time by its title, and

Passed as amended.

On motion of Mr. Hackelton,

The title was so amended as to make it,

"An act to incorporate the Illinois Manufacturing Company."

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Mills offered the following resolution,

Resolved, That the two Houses of the General Assembly meet in the Hall of the House of Representatives at 7 o'clock P. M. of the 1st day of March, for the purpose of electing a Judge of Probate for the county of Wayne.

On motion of Mr. Mills,

The rule of the Senate, requiring resolutions to lay on the table one day was dispensed with, and said resolution was adopted.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Ross moved,

To take up a Bill from the House of Representatives, for an act relative to the School fund, which had been laid on the table.

Which was agreed to, whereupon

On motion of Mr. Thomas,

Said bill was referred to a select committee of five.

Ordered, That Messrs. Thomas, Bond, Turney, Wood and Hacker, be that committee.

The engrossed bill entitled

"An act concerning the terms of the Circuit Courts in this State."

Was read the third time, and

Passed.

On motion of Mr. Gatewood,

The title was amended so as to make it

"An act supplemental to an act to establish and maintain a general system of Internal Improvement."

Ordered, That the title be as amended and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

The bill from the House of Representatives for

"An act to locate a state road from Mr. Anderson's bridge in Madison county to B. Johnson's in Bond county."

Was read the third time, and

Passed.

ORDERED, That the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Hacker from the select committee to which was referred the engrossed bill for

"An act for the safe keeping of runaway Slaves and Servants."

Reported the same back without amendment, and

On the question, shall the bill pass?

It was decided in the negative. Ayes 16. Noes 22.

Those voting in the affirmative are,

Messrs. Gatewood, Hacker, Herndon, Lane, Mitchell, Pruyn, Reiley, Ross, Servant, Stadden, Vance, Warren, Whiteside of Pope, Wight, Wood and Mr. Speaker.

In the negative,

Messrs. Allen of Green, Allen of McLean, Bond, Borough, Browning, Butler, Craig, Fletcher, Hackelton, Hamlin, Maxwell, McLaughlin, Murray, Noel, O'Rear, Owen, Parker, Parrish, Thomas, Turney, Weatherford and Whiteside of Monroe.

The bill from the House of Representatives for

"An act to incorporate the St. Clair rail road company."

Was read, and

ORDERED, To a second reading.

On motion of Mr. Murray,

The rule of the Senate was dispensed with and said bill was read a second time by its title.

Mr. Maxwell moved,

That the bill be referred to a select committee, and

On motion of Mr. Whiteside, of Monroe,

It was referred to the committee on petitions.

The bill from the House of Representatives for

"Relocating a part of the Vincennes and Chicago road."

Was read, and

Ordered, To a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Parker, Reilley and Noel be that committee.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bills from the House entitled,

"An act providing for the location of a state road from Danville to Warsaw."

"An act to relocate the seat of Justice of Clark county."

"An act to locate a state road from Shawneetown in Gallatin county to Golconda in Pope county."

"An act to locate a state road from a point on the Mississippi river opposite Burlington to Farmington in Fulton county."

"An act to locate a state road from Newton in Jasper county to Decatur in Macon county."

They have also concurred in the amendment of the Senate to the title of the first named bill.

They do not concur in the amendments of the Senate to the bill from the House of Representatives entitled,

"An act to locate a state road from Decatur to Waynesville."

They have concurred with the Senate in the passage of the bill entitled,

"An act to incorporate the town of Greenfield, in Greene county,"

They have amended the title of said bill by adding the words "and White Hall,"

In which amendment they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled

"An act requiring Samuel Mundy to pay over certain moneys to the Fund Commissioners," as amended by them, in which amendments, they ask the concurrence of the Senate.

And he withdrew.

The bill from the House of Representatives for

"An act to incorporate the Kaskaskia and Iroquois Navigation Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Pruyne,

The rule of the Senate was dispensed with and said bill was read a second time by its title and referred to a select committee of 5.

Ordered, That Messrs. Pruyne, Stadden, Thomas, Wood, and Mills, be that committee.

The amendments of the House of Representatives to the bill for

"An act to provide for paying contractors upon the Illinois and Michigan canal and to the title thereof,

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Wight,

The bill for,

"An act to locate a state road from Windsor to Bloomington."

And the amendments of the House of Representatives thereto, were referred to a select committee.

ORDERED, That Messrs. Wight, Allen of McLean and Hamlin be that committee.

The amendments of the House of Representatives to the amendments of the Senate to the bill from the House of Representatives for

"An act to locate a state road from Pekin to Paris,"

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act to incorporate the Beardstown Insurance Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Weatherford,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Ordered, To a third reading.

On motion of Mr. Thomas,

The rule of the Senate was further dispensed with and said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid and that the Secretary inform the House of Representatives of the passage of said bill.

On motion of Mr. Allen of McLean,

ORDERED, That the Senate do adhere to their amendments to the bill from the House of Representatives for

"An act to locate a state road from Decatur to Waynesville."

And that the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the title of the bill for

"An act to incorporate the town of Greenfield in Green county."

Was read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

"An act requiring Samuel Mundy to pay over certain moneys to the Fund Commissioners."

Was read and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have passed the following resolution, in the adoption of which they ask the concurrence of the Senate, viz:

"Resolved, By the House of Representatives (The senate concurring herein) that the hour on which this General Assembly shall adjourn *sine die*, on Monday the 6th inst., shall be 8 o'clock A. M."

And he withdrew.

Whereupon, the aforesaid resolution was laid on the table.

On motion,

The Senate adjourned until two o'clock, P. M.

Two o'clock, P. M.

The Senate met pursuant to adjournment.

Mr. Thomas from the select committee to which was referred the bill from the House of Representatives for

"An act for distributing the school funds of this State, according to the number of children in each county under twenty years of age."

Reported the same back with sundry amendments.

Which were read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

On motion of Mr. Thomas,

The title was so amended as to make it

"An act to amend the several laws in relation to Common Schools;"

Ordered, That the title of the bill be as amended, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate to said bill, and to the title thereof.

A message from the Governor by Mr. Field, Secretary of State:

MR. SPEAKER:

I am directed by the Governor to lay before the Senate, a communication in writing.

And he withdrew.

Mr. Wight from the select committee to which were referred the bill for

"An act to locate a state road from Windsor to Bloomington."

And the amendments of the House of Representatives thereto.

Reported the same back without amendment, and the said amendments of the House of Representatives were concurred in.

ORDERED, That the secretary inform the House of Representatives thereof.

Mr. Hackelton from the committee on enrolled bills, reported as correctly enrolled bills of the following titles, to wit:

"An act to incorporate the town of Juliet, and define its boundaries."

"An act to relocate a state road from Charleston to Paris."

"An act supplemental to an act to establish certain counties, approved January 16, 1836."

"An act to incorporate the saint Marys College,"

"An act to authorise Samuel Evans to build a toll bridge over Salt Creek."

"An act to incorporate the Kaskaskia rail road Company."

"An act to locate a state road from Decatur in Macon county to Carlinville in Macoupin county, via Edinburgh in Sangamon county."

"An act to locate a state road from Commerce in Hancock county to Farmington in Fulton county."

"An act to incorporate the Madison Mining, Manufacturing and Exporting Company."

"An act to incorporate the Washington Manufacturing Company."

"An act to incorporate the Stockholders of the Pittsfield and Mississippi rail road Company."

"An act for increasing the Treasurers Bond."

"An act to incorporate the Seminaries therein named."

"And act for the formation of the county of Coffee."

"An act to incorporate the Edwardsville and Chippewa rail road Company,"

"An act for the relief of John Logsdon, Joseph Logsdon, Nancy Brown and Susan Williams."

"An act to vacate a part of the plat of McRoberts and Walkers addition to the town of Danville."

"An act to incorporate the Jerseyville Hotel Company."

"An act to provide for the location of a state road from Danville to New Castle."

"An act to incorporate Belvidere College."

"And act to incorporate the Liberty and Pinckneyville rail road Company."

"An act to incorporate the Vulcan Foundry in Alexander county."

Mr. Bond from the select committee to which was referred the bill from the House of Representatives for

"An act to continue the charter of the Bank of Kaskaskia for a limited time.

Reported the same back with an amendment.

On motion of Mr. Thomas,

The bill and proposed amendment were recommitted to the committee on the Judiciary.

The bill from the House of Representatives for

"An act to incorporate the New Canton and Piketon rail road Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Ross,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

On motion of Mr. Ross,

The rule of the Senate was further dispensed with, and said bill was read a third time by its title, and

Passed.

ORDERED, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill.

The amendment of the House of Representatives to the bill entitled

"An act to incorporate the Tamarawa and Mississippi rail road company,"

Was read and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act for a state road from Stephenson to the state line, and for other purposes,"

Was read, and

Ordered, To a second reading.

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

The bill from the House of Representatives for

"An act amending an act entitled 'An act supplemental to an act entitled 'An act concerning Justices of the Peace and Constables,' passed February 3, 1827,

Was read, and

On the question, shall the bill be read a second time?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act to relocate a part of a state road from Mount Vernon to New Nashville,"

Was read, and

Ordered to a second reading.

On motion of Mr. Wood,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Wood, Lane, and Parrish. be that committee.

The bill from the House of Representatives for

"An act to change part of the state road from Palestine to Shelbyville,"

Was read, and

ORDERED, To a second reading.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

ORDERED, That Messrs. Parker, Reilley, and Warren be that committee.

The bill from the House of Representatives for

"An act to change the names of certain towns,"

Was read, and

Ordered, To a second reading.

On motion of Mr Thomas,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Parker, Pruyn, and Vance be that committee.

The bill from the House of Representatives for

"An act fixing the times of holding circuit courts, &c."

Was read, and

ORDERED, To a second reading.

On motion of Mr. Hamlin,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

On motion of Mr Thomas,

Referred to the committee on the Judiciary,

A message from the House of Representatives by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have passed a bill entitled

"An act to increase the capital stock of certain banks, and to provide means to pay the interest on a loan authorized by an act entitled 'An act to establish and maintain a general system of internal improvements,'"

In the passage of which bill they ask the concurrence of the Senate.
And he withdrew.

Whereupon said bill was read, and

Ordered to a second reading.

On motion of Mr. Gatewood,

The rule of the Senate was dispensed with, and said bill was read
a second time by its title.

Mr. Lane moved that the bill be referred to a select committee,

Which was not agreed to, and

On motion of Mr. Gatewood,

It was referred to the committee on the judiciary.

A message from the House of Representatives by Mr. Prickett their
clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in
the passage of bills entitled

"An act to relocate the county seat of Calhoun county,"

"An act to authorize John Donevan to build a bridge across Salt
Creek," and

"An act to authorize the person therein named, to construct a mill
dam."

They have passed bills of the following titles, viz:

"An act granting the Perrysville and Danville rail road company
certain rights and privileges,"

"An act to locate a state road from Vandalia to Springfield,"

"An act to authorize the sureties of the late commissioners of the
Gallatin saline lands to pay over certain moneys realized to the coun-
ties entitled to receive the same,"

"An act supplementary to an act to amend 'An act concerning mi-
nors, orphans, and guardians,' approved February 4, 1827; approved
February 7, 1831, and

"An act to incorporate the Jonesboro' and Mississippi rail road
company,"

In the passage of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of bills entitled

"An act to incorporate the Rector steam mill company, in Hamilton
county," and

"An act to relocate a certain state road therein named,"

As amended by them, in which amendments they ask the concur-
rence of the Senate.

They refuse to recede from their amendments to the bill from the
Senate entitled

"An act for the relief of William Armstrong and William Henson,"

And he withdrew.

On motion of Mr. Lane,

The bill for

"An act to incorporate the Illinois book and publication company,"

And the amendments of the House of Representatives thereto, were laid on the table.

On motion,

The Senate adjourned until half past 6 o'clock P. M.

Half past Six o'clock P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives, by Mr. Prickett, their clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the adoption of a resolution having for its object the election of a Judge of Probate, for the county of Wayne.

They have passed a bill entitled

"An act concerning the 16th section in town 3 south, range 14 west, of the second principal meridian,"

In the passage of which they ask the concurrence of the Senate.

They have adopted a resolution in relation to the improvement of the Wabash river, and to accept the terms of a compact between this state and the state of Indiana, offered by the said state of Indiana.

They are now ready to receive the Senate in the Hall of the House for the purpose of proceeding to the election of three fund commissioners, &c.

And he withdrew.

Whereupon,

The honorable the Senate, preceded by their Speaker, repaired to the Representatives' Hall, and then the two Houses proceeded *viva voce* to the election of three fund commissioners, &c.

When, the vote for three fund commissioners being taken, stood thus:

For Thomas Mather,	72
" Charles Oakley,	77
" Moses M. Rawlings,	73
" John Tilson, jr.	35
" Ezra Baker, jr.	6
" Milton K. Alexander,	47
" Alfred Lagow,	32
" William Kinney,	20
Scattering,	2

Those who voted for Thomas Mather are—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Browning, Butler, Edwards, Fletcher, Gatewood, Hackekon, Hacker, Ham-

lin, Lane, McLaughlin, Mills, Murray, O'Rear, Owen, Parrish, Pruyn, Reilly, Ross, Servant, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight, and Wood of the Senate, and

Messrs. Able, Aldrich, Atwater, Ball, Charles, Crain, Davidson, Dougherty, Dubois, Edwards, Elkin, Greene of St. Clair, Henshaw, Hogan, Huey, Hunt, Lagow, Lane, Lincoln, Logan, Lyons, McCormick, McMurtry, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermillion, Naper, Odam, Pace, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stuntz, Voris, Walker of Morgan, Watkins, Wheeler, and Wilson of the House of Representatives.

Those who voted for Moses M. Rawlings were—

Messrs. Allen of McLean, Browning, Butler, Edwards, Gatewood, Hackelton, Hacker, Hamlin, Lane, McLaughlin, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Servant, Stadden, Thomas, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, and Wood of the Senate, and

Messrs. Able, Carpenter, Cloud, Crain, Cullom, Davidson, Dement, Diarman, Dollens, Dougherty, Edmonston, Edwards, Enloe, French, Greene of St. Clair, Happy, Hardin, Harris, Henshaw, Hogan, Leary, Logan, Lyons, McCown, McMurtry, McClernand, Madden, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Stone, Stuart, Stuntz, Turley, Turney, Watkins, Wheeler, Whitten, and Wood of the House of Representatives.

Those who voted for Charles Oakley were—

Messrs. Allen of Green, Bond, Borrough, Craig, Fletcher, Hackelton, Maxwell, Mitchel, Noel, O'Rear, Parker, Parrish, Pruyn, Stadden, Weatherford, and Whiteside of Pope of the Senate, and

Messrs. Aldrich, Atwater, Ball, Barnet, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Dawson, Diarman, Dollens, Dougherty, Douglass, Edmonston, Elkin, English, French, Galbreath, Happy, Harris, Henshaw, Lane, Leary, Lincoln, Lyons, McCormick, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Naper, Odam, Oneille, Paullen, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Stone, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Witt, and Wood of the House of Representatives.

Those who voted for Milton K. Alexander were—

Messrs. Borrough, Craig, Maxwell, Mitchel, Noel, Owen, Parker, Reilley, Stadden, Weatherford, Whiteside of Monroe, and Wight of the Senate, and

Messrs. Ball, Barnet, Bently, Cloud, Courtright, Cullom, Davidson, Dement, Diarman, Douglass, Dunbar, English, French, Galbreath, Greene of Clay, Happy, Harris, Leary, McCown, McClernand, Madden, Marrs, Minor, Morton, Murphy of Vermillion, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Stuart, Turley,

Voris, Walker of Cook, Walker of Morgan, and Wood of the House of Representatives.

Those who voted for John Tilson, jr. were—

Messrs. Allen of McLean, Browning, Butler, Craig, Edwards, Fletcher, Hacker, Hamlin, McLaughlin, Murray, O'Rear, Reilly, Ross, Servant, Thomas, Vance, Warren, and Wood of the Senate, and

Messrs. Aldrich, Atwater, Bently, Dement, Dunbar, Galbreath, Greene of Clay, Hardin, Hogan, Lane, Minshall, Moore of St. Clair, Murphy of Vermillion, Oneille, Pace, Voris, and Whitten of the House of Representatives.

Those who voted for Alfred Lagow were—

Messrs. Allen of Greene, Bond, Mills, Turney, and Wight of the Senate, and

Messrs. Barnet, Charles, Craig, Dawson, Dubois, Edmonston, Edwards, Elkin, English; Enloe, Green of St. Clair, Hardin, Huey, Hunt, Lagow, Lincoln, McCormick, McCown, Minor, Oneille, Smith of Wabash, Stone, Stuntz, Turney, Walker of Cook, Wilson, and Witt of the House of Representatives.

Those who voted for William Kinney were—

Messrs. Gatewood, Lane, Maxwell, and Turney of the Senate, and

Messrs. Able, Carpenter, Courtright, Craig, Crain, Dollens, Douglass, Enloe, Green of Clay, Huey, Lagow, Logan, Marre, Murphy of Perry, Paullen, and Witt of the House of Representatives.

Those who voted for Ezra Baker, jr. were—

Messrs. Mills and Ross of the Senate, and

Messrs. Du ois, Dunbar, Hunt, and Smith of Wabash, of the House of Representatives.

Mr. Speaker of the Senate, and Mr. Webb of the House of Representatives, voted a blank.

Messrs. Mather, Rawlings, and Oakly having each received a majority of the whole number of votes given, were declared by the Speaker of the House of Representatives duly elected fund commissioners of the State of Illinois, for the ensuing two years.

The two Houses then proceeded to the election of a commissioner of the Board of Public Works, for the first judicial circuit, when the vote stood thus:

Those who voted for Murray McConnel were—

Messrs. Allen of Greene, Allen of McLean, Bond, Borrough, Browning, Butler, Craig, Edwards, Fletcher, Hackelton, Hacker, Hamlin, Lane, Maxwell, McLaughlin, Mills, Mitchell, Murray, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Stadden, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, and Wood of the Senate, and

Messrs. Able, Aldrich, Atwater, Ball, Barnet, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Diarman, Dollans, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Henshaw, Hogan,

Huey, Hunt, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McClermand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermillion, Naper, Odaur, Oneille, Pace, Paullin, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, and Wood—114.

Mr. Gatewood voted for J. B. Thomas.

Mr. Servant voted for Jim Crow.

Mr. Speaker, of the Senate, and

Messrs. Dubois, McCown, and Webb of the House, each voted a blank.

Mr. Lagow voted for Jo Davis, and

Mr. Witt voted for William W. Happy.

Mr. McConnel having received a majority of the whole number of votes given, was declared by the Speaker of the House duly elected a commissioner of the board of public works, for the first judicial circuit.

The two Houses then proceeded to the election of a commissioner of the board of public works, for the second judicial circuit, when the vote stood thus:

Those who voted for William Kinney were—

Messrs. Allen of Greene, Borough, Craig, Edwards, Hackelton, Hacker, Lane, McLaughlin, Mills, Murray, Noel, O'Rear, Owen, Parker, Parrish, Reiley, Weatherford, Whiteside of Monroe, and Whiteside of Pope of the Senate, and

Messrs. Able, Atwater, Barnet, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Davidson, Dement, Diarman, Dollins, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Harris, Hinshaw, Hogan, Hunt, Lagow, Leary, Lyons, McClermand, Madden, Marrs, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Pace, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Wood of the House of Representatives,—73.

Those who voted for Sidney Breese, were

Messrs. Allen of McLean, Bond, Browning, Butler, Gatewood, Hamlin, Maxwell, Mitchell, Pruyn, Ross, Servant, Stadden, Vance, Warren and Wood, of the Senate, and

Messrs. Ball, Crain, Dawson, Dougherty, Dunbar, Edwards, Elkin, Huey, Lane, Lincoln, Logan, McCormick, Minor, Stuart, Turley, Watkins and Wilson of the House of Representatives—31.

Mr. Fletcher, and Mr. Speaker of the Senate, and Messrs. Aldrich, Cullom, Dubois, Hardin, McMurtry, Minshall, Murphy of Vermillion, Oneille, Paulien, Rawalt and Webb, of the House of Representatives, each voted a blank.

William Kinney having received a majority of all the votes given,

was declared duly elected a Commissioner of the Board of Public Works for the second Judicial Circuit for the ensuing two years.

The two houses then proceeded to the election of a Commissioner of the Board of Public Works for the third Judicial Circuit by joint vote.

Which being counted stood thus.

For John S. Hacker,	50.
“ Tarleton Dunn,	27.
“ John Erving,	13.
“ Wm. W. Pace,	16.
Scattering,	8.

Those who voted for Mr. Hacker are,

Messrs. Fletcher, Gatewood, Hackelton, Hamlin, Maxwell, Mills, Murray, Noel, Owen, Parker, Pruyn, Reilly, Servant, Turney, Vance, Warren, Weatherford, Wight and Wood of the Senate, and

Messrs. Able, Aldrich, Barnett, Charles, Cloud, Craig, Crain, Dawson, Dement, Dougherty, Douglass, Dubois, Edmondston, Edwards, Elkin, Enloe, Green of Clay, Green of St. Clair, Lincoln, McClemond, Murphy of Perry, Murphy of Vermillion, Naper, Richardson, Scarborough, Smith of Wabash, Stone, Stutz, Voris, Walker of Morgan, and Willson of the House of Representatives.

For Tarleton Dunn,

Messrs. Browning, Butler, Edwards, Mitchell, O'Rear, Ross, and Whiteside of the Senate, and

Messrs. Ball, Bently, Cullom, Diarman, Dunbar, Herndon, Henshaw, Hogan, Lane, Lyons, Marrs, Moore of St. Clair, O'Neill, Rawalt, Stuart, Turley, Turney, Watkins, Wheeler, and Wood of the House of Representatives.

For Wm. W. Pace,

Messrs. Bond, Lane and Stadden, of the Senate, and

Messrs. Carpenter, Davidson, English, French, Harris, Huey, Hunt, Lagow, Pace, Smith of Madison, Walker of Cook and Whitten of the House of Representatives.

Mr. Speaker of the Senate and Messrs. Lagow, McCormick, McMurry, Minshall, Moore of McLean, Paullen, Reddick, Shield and Webb, voted each a blank.

No person having received a majority of all the votes given.

On motion of Mr. Gatewood,

The remaining elections were postponed until tomorrow evening half past 6 o'clock, and thereupon

The Hon. the Senate returned to their chamber, and

On motion.

Adjourned.

THURSDAY, *March 2, 1837.*

The Senate met pursuant to adjournment.

Mr. Maxwell, from the select committee to which had been referred the bill for

“An act for the relief of the Sheriff of McDonough county,”

Reported the same back to the Senate without amendment,

The question then being on ordering said bill to be engrossed and read a third time,

It was decided in the affirmative.

Ayes 21; Nays 13.

Those who voted in the affirmative were—

Messrs. Allen of Greene, Browning, Craig, Fletcher, Hackelton, Hacker, Hamlin, Lane, Maxwell, McLaughlin, Mills, Murray, Noel, Owen, Parker, Pruyne, Ross, Servant, Stadden, Turney, and Whiteside of Pope.

Those who voted in the negative were—

Messrs. Allen of McLean, Bond, Borrough, Edwards, Mitchell, O’Rear, Parrish, Thomas, Vance, Weatherford, Wight, Wood, and Mr. Speaker.

Mr Parker, from the select committee to which was referred the bill from the House of Representatives for

“An act to change the name of certain towns,”

Reported the same back without amendment.

Ordered, That said bill be read a third time.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and the bill was then read a third time by its title; and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof.

Mr. Ross, from the select committee to which was referred the bill for

“An act to locate a certain state road,”

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered, To be engrossed for a third reading as amended.

On motion of Mr. Warren,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

On motion of Mr. Warren,

The title was amended so as to make it,

“An act to incorporate the Shelley steam mill company.”

Ordered, That the title be as amended, and that the Secretary in-

form the House of Representatives of the passage of said bill, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR.-SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills entitled

"An act to legalize the survey of the town of Monmouth,"

"An act to authorize James Day to build a toll bridge across the Illinois river,"

"An act to appoint an additional notary public and justice of the peace for the counties of Morgan and Green,"

"An act to lay out a state road from Shawneetown to Equality,"

"An act to authorize William Drummond to build a mill dam on Big Muddy river,"

"An act to locate a road from Cleveland in Tazewell county, to Versailles in McLean county, and for other purposes,"

"An act to amend an act entitled 'An act to create and organize the counties therein named,' approved 15th January, 1831, and

"An act to incorporate the Beardstown and Springfield rail road company."

They have concurred with the Senate in their amendment to the bill from the House of Representatives entitled

"An act to incorporate the Peoria Hotel company."

They do not concur in the amendment of the Senate to the bill from the House entitled

"An act to locate a state road from Wesley city in Tazewell county, to Bloomington, in McLean county."

They have concurred with the Senate in their amendment to the amendment of the House of Representatives to the bill from the Senate entitled

"An act to establish a state road therein named."

And he withdrew.

Mr. Owen from the select committee to which was referred the Bill from the House of Representatives for

"An act supplemental to an act to erect certain bridges."

Reported the same back with amendments,

Which were read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr. Owen,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

Mr. Parker from the select committee to which was referred the bill from the House of Representatives for

"An act for relocating a part of the Vincennes and Chicago road;

Reported the same back with an amendment,

**Which was read, and
Concurred in.**

Ordered, To a third reading as amended.

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

On motion of Mr. Parker,

The title of the bill was amended by striking out the words "and for other purposes."

Ordered, That the title of the last mentioned bill be as amended, and that of the bill next preceding as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bills and ask their concurrence of the amendments of the Senate thereto.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills entitled,

"An act authorizing Williston P. Reed, to establish a Ferry at New Port across the Ohio river and for other purposes".

"An act to amend an act entitled an act concerning Minors, Orphans and Guardians."

"An act to locate a state road from Marshall to Grand view." and

"An act supplemental to the act to permanently locate the seat of Government of Illinois."

They have passed a bill entitled,

"An act making appropriations for the years 1837 and 1838."

In the passage of which, they ask the concurrence of the Senate.

They have concurred in the amendments of the Senate to the bill from the House of Representatives entitled,

"An act for the formation of the county of Cass."

They refuse to read a second time the bill from the Senate entitled,

"An act making an appropriation to build a bridge across the east fork of shoal creek in Montgomery county."

And he withdrew.

The bill from the House of Representatives for

"An act making appropriations for the years 1837 and 1838.

Was read, and

Ordered, To a second reading.

On motion of Mr. Pruyn,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Referred to the committee on public accounts and expenditures.

Mr. Parker from the select committee to which was referred the bill from the House of Representatives for

"An act to change a part of the State road from Palestine to Shelbyville."

Reported the same back without amendment.

Ordered, To a third reading,

On motion of Mr. Parker,

The rule of the Senate was dispensed with and said bill was read the third time by its title, and

Passed.

Ordered, That the title be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill.

On motion of Mr. Whiteside of Monroe,

The bill for

"An act for the relief of Rene Paul."

"And the amendments of the House of Representatives to said bill, and to the title thereof, which had been heretofore laid on the table, were taken up, and

Said amendments were concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The engrossed bill entitled

"An act to distribute the surplus revenue of this State and for other purposes."

Was read the third time, and

Passed.

On motion of Mr. Browning,

The title was amended so as to make it

"An act to amend an act entitled an act to provide for the application of the interest of the fund arising from the sale of the School lands belonging to the several townships in this State, approved March 1st 1833, approved February 7th 1835.

The engrossed bill for

"An act to locate certain state roads and for other purposes."

Was read a third time, and

Passed.

On motion of Mr. Pruyne,

The title of said bill was amended so as to read

"An act to amend an act entitled an act to incorporate the Galena and Chicago Union rail road Company, approved 16 January, 1836.

Mr. Thomas from the select committee to which was referred the bill for

"An act concerning public roads and for other purposes."

Reported the same back to the Senate with a substitute, which being read,

Was adopted, and said bill was

Ordered, To be engrossed and read a third time.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with and said bill was read a third time by its title, and

Passed.

On motion of Mr. Thomas,

The title was amended so as to read

"An act to amend an act to incorporate the Beardstown and Sangamon Canal Company."

Ordered, That the titles of said bills be as amended, and that the Secretary inform the House of Representatives of the passage thereof and ask their concurrence therein.

The bill from the House of Representatives for

"An act to locate a state road from Stephenson to the State line and for other purposes."

Was read a third time, and

Passed.

On motion of Mr. Wight,

The title was amended by striking out the words "and for other purposes,"

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate.

The bill from the House of Representatives for

"An act supplemental to an act to amend an act concerning Minors, Orphans, and Guardians."

Was read, and

ORDERED, To a second reading.

On motion of Mr. Maxwell,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Referred to the committee on the Judiciary.

The Bill from the House of Representatives to authoriss the securities of the late Commissioner of the Gallatin county saline to pay over certain moneys, &c.

Was read, and

Ordered, To a second reading.

On motion of Mr. Servant,

The rule of the Senate was dispensed with, and said bill was read a second and third time by its title, and

Passed.

Ordered, That the title thereof be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill from the Senate for

"An act to relocate certain state roads."

"Were read, and

Concurred in.

ORDERED, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

"An act for the relief of William Armstrong and William Henson."

Coming up for consideration,

Mr. Thomas moved,

To lay the bill and amendments on the table.

Which was not agreed to.

And on the question will the Senate recede from their vote of non concurrence with the House of Representatives in said amendments.

It was decided in the affirmative.

And thereupon said amendments were concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act granting the Perrysville and Danville rail road Company certain rights and privileges."

Was read, and

ORDERED, To a second reading.

On motion of Mr. Stadden,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

On motion of Mr. Gatewood,

Laid on the table.

The bill from the House of Representatives for

"An act to locate a state road from Vandalia to Springfield."

Was read, and

Ordered to a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs, Edwards, Fletcher and McLaughlin be that committee.

The bill from the House of Representatives for

"An act to incorporate the Jonesboro and Mississippi rail road Company."

Was read, and

Ordered, To a second reading.

On motion of Mr. Servant,

The rule of the Senate was dispensed with, and said bill was read a second time by its title.

On motion of Mr. Thomas,

Said bill was amended by striking out the last section.

On motion of Mr. Hacker,

The rule of the Senate was again dispensed with and said bill was read a third time by its title, and

Passed as amended.

Ordered, That the Secretary inform the House of Representatives thereof, and request their concurrence in said amendment.

A message from the House of Representatives by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of a bill entitled

"An act supplemental to an act to establish and maintain a general system of internal improvements, as amended by them."

They also amend the title of said bill by adding the word "further" before the word "supplemental," in which amendments they ask the concurrence of the Senate.

They have also concurred with them in the passage of the bill entitled

"An act providing for the manner of collecting taxes as amended by them."

They also amend the title of said bill so as to make it read

"An act specifying the time when certain lands shall be listed for taxation."

In which several amendments they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled

"An act to incorporate the Edinburgh Manufacturing Company."

They have concurred in the amendment of the Senate to the bill from the House of Representatives entitled

"An act to locate a state road from Pekin by Havanna to Jacksonville and from Havanna to Athens.

They have concurred with the Senate in the passage of bills entitled

"An act to incorporate the Stockholders of the Cairo city and canal Company."

"An act relating to the improvement of the navigation of the Saline river, and for the purpose of preserving the same," and

"An act to incorporate the Wabash rail road Company as respectively amended by them."

They have also amended the title of the last mentioned bill so as to read,

"An act to innorporate the Chicago and Michigan City rail road Company."

In which amendments they ask the concurrence of the Senate.

They have passed a bill entitled

"An act to review and relocate a part of the state road leading from Frankfort to Jonesboro."

In the passage of which they ask the concurrence of the Senate.

They have also adopted the following resolution, viz:

Resolved, That both branches of the General Assembly will meet in the Hall of the House of Representatives on this evening at half past 7 o'clock, to elect three Canal Commissioners, two Agents on the line of the Canal, and a district Attorney for the seventh judicial circuit.

In the adoption of which they ask the concurrence of the Senate.

They have concurred with the Senate in the passage of the bill entitled

"An act supplemental to the act incorporating the Kaskaskia Bridge Company, as amended by them."

In which amendments they ask the concurrence of the Senate.

And he withdrew.

The bill from the House of Representatives for

"An act concerning the 16 section in town 3 south, range 14, west of the 2d principal meridian.

Was read, and

ORDERED, To a second reading.

On motion of Mr. Vance,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Ordered, To a third reading.

On motion of Mr. Mills,

The rule of the Senate was further dispensed with, and said bill was read the third time by its title, and

Passed.

ORDERED, That the title be as aforesaid and that the Secretary inform the House of Representatives of the passage thereof.

The resolution of the House of Representatives in relation to the improvement of the Wabash river, and to accept of the terms of a compact between this state and the state of Indiana, as offered by said state of Indiana.

Was read, and

Concurred in.

So said resolution was adopted.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Servant,

The orders of the day were dispensed with and the Senate took up the amendments of the House of Representatives to the bill of the Senate for

"An act supplemental to an act to incorporate the Kaskaskia Bridge Company," and

On his motion,

Said bill and amendments were referred to a select committee.

Ordered, That Messrs. Servant, Butler and Lane be that committee.

The bill from the House of Representatives for

"An act to locate a state road from Wesley city to Bloomington, and the amendments of the Senate thereto.

On motion of Mr. Mitchell,

Were laid on the table.

On motion of Mr Thomas,

The bill for

"An act supplemental to an act to establish and maintain a general system of internal improvements."

Was laid on the table.

On motion of Mr. Thomas,

The Senate adjourned until two o'clock, P. M.

Two o'clock P. M.

The Senate met pursuant to adjournment.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to authorize Benjamin Kellogg jr. to erect a toll bridge over the Mackinaw river in Tazewell county,"

"An act to incorporate the Manchester and Bridgeport rail road company,"

"An act to incorporate the Fairfield library company,"

"An act for the relief of John Pearson, administrator of Francis Prince deceased,"

"An act to incorporate the Grafton and Carrollton turnpike company,"

"An act to relocate part of certain state roads therein mentioned,"

"An act to change the public square in the town of Mount Sterling,"

"An act for the benefit of the infant heirs of William B. Collins deceased,"

"An act to locate a state road from Ellinsville in Fulton county, to Macomb in McDonough county, and to declare a certain road therein named a state road,"

"An act providing for the payment of an appropriation made to Franklin and Jackson counties," approved February 15, 1827.

"An act declaring the Skillet Fork a navigable stream, and for other purposes,"

"An act concerning Wayne county,"

"An act to encourage volunteer companies,"

"An act to incorporate the Mount Carmel marine and fire insurance company,"

"An act to locate a state road from Newtown in Jasper county, to Decatur in Macon county,"

"An act to incorporate the Fayette county manual labor seminary,"

"An act to locate a certain state road therein named,"

"An act for the purposes therein named,"

"An act to incorporate the Hennepin bridge company,"

"An act for a state road from Jacksonville to Syracuse and Bloomington,"

"An act to incorporate the Waynesville seminary,"

"An act to locate a state road therein named, and for other purposes,"

"An act to amend an act to incorporate the town of Alton,"

"An act to locate a state road from Danville to Decatur,"

"An act to locate a state road from Darwin to New Richmond in Clark county,"

"An act to amend an act entitled 'An act for the construction of the Illinois and Michigan canal,'"

"An act authorizing a subscription to the capital and stock of the state bank of Illinois."

Mr. Hackelton, from the same committee, reported that on this day they laid before the council of revision the bills above mentioned.

A message from the council of revision, by Mr. Owings their Secretary.

MR. SPEAKER:

The bills entitled as follows:

"An act to incorporate the Madison mining and manufacturing company,"

"An act to relocate a part of the state road from Charleston to Paris,"

"An act to incorporate the town of Juliet and define its boundaries,"

"An act supplemental to an act to establish certain counties," approved January 16, 1836.

"An act to incorporate the Kaskaskia-rail road company,"

"An act to incorporate Saint Mary's college,"

"An act for increasing the penalty of the Treasurer's bond,"

"An act to locate a state road from Decatur in Macon county, to Carlinville in Macoupin county via Edinburgh in Sangamon county,"

"An act to authorize Samuel Evans to build a toll bridge over Salt creek,"

"An act to incorporate the seminaries therein named,"

"An act to incorporate the Washington manufacturing company,"

"An act declaring McKee's creek, in Pike county, a navigable stream,"

"An act to establish a state road from Meacham's Ferry in Pike county, to Carlinville in Macoupin county,"

"An act to amend an act entitled 'An act establishing the courts of county commissioners,' approved March 22, 1819.

"An act to locate a part of the state road from Charleston to Paris,"

"An act to incorporate the Liverpool, Canton and Knoxville rail road company,"

"An act fixing the time of holding the circuit courts in the several counties in the fourth judicial circuit,"

"An act to amend an act entitled 'An act to lay out a state road therein named,'"

"An act to incorporate the stockholders of the Pittsfield and Mississippi rail road company,"

"An act to locate a state road from Commerce in Hancock county, to Farmington in Fulton county,"

Have been approved by the council of revision.

And he withdrew.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road from Enterprise in La Salle county, to Knoxville in Knox county,"

"An act for the benefit of a person therein named,"

"An act to incorporate the Peoria manufacturing and exporting company,"

"An act to incorporate the Rush medical college,"

"An act concerning the town of Monmouth, in Warren county,"

"An act concerning the public revenue of the county of Warren,"

"An act to locate a state road from Princeton to Pawpaw Grove,"

"An act to legalize the sale of school land in Pike county,"

"An act to amend an act incorporating the Springfield and Alton turnpike road company,"

"An act to incorporate Lewiston and Liverpool rail road company,"

"An act to provide for the election of Probate Justices of the Peace,"

"An act to organize Henry county,"

"An act to incorporate the Dixon Hotel company,"

"An act to incorporate the Unity manufacturing company,"

"An act to incorporate the Lawranceville manufacturing company,"

"An act to incorporate the Rushville insurance company,"

"An act to incorporate the Peoria Hotel company,"

"An act for the relief of Samuel G. Beckley, administrator of the estate of Lem Cook deceased,"

"An act to incorporate the Chippewa dry dock company,"

"An act for the formation of Michigan county,"

"An act laying out certain state roads,"

"An act to incorporate the Calhoun coal and mining company."

Mr. Hackelton, from the same committee, reported that on this day they laid before the council of revision the bills above mentioned.

A message from the House of Representatives by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of bills from the Senate of the following titles, viz:

"An act to incorporate the Webster, Ottawa and Kishwaukee rail road company,"

"An act to incorporate the town of Carlinville," and

"An act to alter a certain state road in Fayette county,"

As respectively amended by them,

In which amendments they ask the concurrence of the Senate,

They have also amended the title of the last mentioned bill so as to read \

"An act to locate a state road from Hardy Foster's in Marion county, to Shelbyville in Shelley county,"

In which amendment to the title of said bill they ask the concurrence of the Senate.

And he withdrew.

On motion of Mr. Vance,

The bill from the House of Representatives for

"An act granting the Perryville and Danville rail road company certain privileges,"

Which had been heretofore laid on the table, was taken up, and

On motion of Mr. Hacker,

Again laid on the table.

Mr. Thomas from the committee on the judiciary, to which was referred the bill from the House of Representatives for

"An act to increase the capital stock of certain banks, and to provide means to pay the interest on a loan authorized by an act entitled 'An act to establish and maintain a general system of internal improvements,'"

Reported the same back with sundry amendments, which,

On motion of Mr. Whiteside of Monroe,

Were amended by inserting after the word "Lawrenceville," in the 9th section, the words "and one at Alton."

On motion of Mr. Thomas,

The following was added as an additional section, viz.

"That if the banks in this act mentioned should accept the provisions of this act in the manner prescribed herein, during the recess of the Legislature, it shall be the duty of the Governor to appoint the directors upon the part of the State, who shall continue in office until their successors shall be elected as prescribed in this act."

The amendment of the select committee was then adopted as amended.

Mr. Lane moved that the bill be referred to a select committee,

Which was not agreed to.

ORDERED to a third reading as amended.

Ayes 22; Nays 13.

Those voting in the affirmative on this question are—

Messrs. Allen of M'Lean, Bond, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, M'Laughlin, Mills, Mitchell, O'Rear, Parrish, Pruyne, Reilly, Thomas, Vance, Weatherford, Whiteside of Monroe, Wight and Wood.

In the negative—

Messrs. Allen of Green, Borrough, Butler, Craig, Lane, Maxwell, Parker, Ross, Servant, Stadden, Turney, and Mr. Speaker.

On motion of Mr. Whiteside of Monroe,

The rule of the Senate was dispensed with and said bill was read the third time by its title, and

Passed as amended.

The ayes and noes being called for on this question,

Those voting in the affirmative are—

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Hackelton, Hacker, Hamlin, McLaughlin, Mills, Mitchell, Murray, O'Rear, Owen, Parrish, Pruyn, Reilly, Thomas, Vance, Weatherford, Whiteside of Monroe, Wight and Wood—24.

In the negative—

Messrs. Allen of Greene, Borrough, Butler, Craig, Lane, Maxwell, Noel, Parker, Ross, Servant, Stadden, Turney, and Mr. Speaker—13.

ORDERED, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

On motion of Mr. Mitchell,

The bill from the House of Representatives for

“An act to locate a state road from Wesley city in Tazewell county, to Bloomington in McLean county,”

And the amendments of the Senate thereto, which had been heretofore laid on the table, were taken up, and thereupon,

The question being put, will the Senate recede from their amendments to said bill?

It was decided in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Edwards,

The bill for

“An act to incorporate the Alton and Wabash rail road company,”

And the amendments of the House of Representatives thereto, which had been heretofore laid on the table,

Were taken up, and said amendments were

Concurred in

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

“An act to incorporate the stockholders of the Cairo city and canal company,”

Were read, and

On motion of Mr. Gatewood,

Said bill and amendments were

Laid on the table.

On motion of Mr. Browning,

The rule of the Senate was dispensed with, and the engrossed bill entitled

“An act for the relief of the Sheriff of McDonough county,”

Was read a third time by its title, and
Passed.

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the report of the committee of conference upon the disagreeing vote of the two Houses, on the amendment of the House of Representatives to the amendment of the Senate to the bill from the House of Representatives, entitled

"An act to incorporate the Quincy academy,"

They have also concurred with the Senate in their amendments to the bills from the House of Representatives, entitled

"An act authorizing Robert Taylor, William Farmer, and Hugh McDaniel, to build a toll bridge across the Little Wabash river," and

"An act authorizing John W. Sullivan and George Green to build a toll bridge across the Little Wabash river."

They have also concurred in the amendments to the title of the former of the two last mentioned bills.

They ask a committee of conference upon the disagreeing vote of the two Houses upon the amendment of the Senate to the bill from the House of Representatives entitled

"An act to locate a state road from Decatur to Waynesville,"

And have appointed

Messrs. Reddick, Moore of McLean, and Voris, the committee on their part.

And he withdrew.

On motion of Mr. Whiteside of Monroe,

The committee on petitions were discharged from the farther consideration of the bill from the House of Representatives for

"An act to incorporate the St. Clair rail road company,"

And on the question,

Shall said bill be read a third time?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

"An act providing for the manner of collecting taxes,"

Were read, and

On motion of Mr. Lane,

Said bill and amendments were laid on the table until the fourth day of July next, and

On motion of Mr. Pruyn,

The resolution from the House of Representatives appointing this evening at half past seven o'clock for the election of canal commissioners was taken up for consideration, and amended by inserting after the word "commissioners," the words "to wit: one president, one treasurer, and one acting commissioner."

On motion of Mr. Reilly,

The said resolution was amended by striking out the words "this evening at half past 7 o'clock P. M." and inserting the "3d inst. at 2 o'clock P. M." in lieu thereof.

The resolution as amended was then adopted.

Ordered, That the Secretary inform the House of Representatives of the adoption of said resolution, and ask their concurrence in the amendments of the Senate thereto.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the bills from the House of Representatives entitled

"An act for distributing the school funds of this State among the counties according to the number of children in each county under the age of twenty years."

They have also concurred in the amendment to the title of said bill.

"An act to incorporate the Rock river navigation company,"

"An act supplemental to an act entitled 'An act to erect certain bridges,' approved January 22, 1831,

"An act to repeal an act entitled 'An act to relocate so much of the Vincennes and Chicago road as lies north of the south line of the county to Darwin in said county of Clark, passed the 14th January, 1836, and for other purposes," and

"An act to incorporate the Jonesboro' and Mississippi rail road company."

They have concurred with the Senate in the passage of bills entitled

"An act to incorporate the Shelby steam mill company,"

"An act to amend an act entitled 'An act to incorporate the Galena and Chicago union rail road company,' approved 16th January, 1836, and

"An act to amend an act entitled 'An act to amend an act entitled 'An act to provide for the application of the interest of the fund arising from the sale of the school lands belonging to the several townships in this state,' approved 1st March, 1833; approved February 7, 1835.

And he withdrew.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, a bill entitled

"An act to incorporate the city of Chicago," and

"A joint resolution in relation to the improvement of the Wabash river, and to accept the terms of a compact between this State and the State of Indiana, offered by the said State of Indiana."

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in their amendments to the 1st, 3rd, 8th, and 14th, sections of the bill from the House of Representatives entitled

"An act to increase the capital stock of certain banks, and to provide means to pay the interest on a loan authorized by an act entitled an act to establish and maintain a general system of internal improvements."

They do not concur with the Senate in their amendments to the 9th, 11th, 12th, 13th, 15th, and additional sections to said bill.

They have concurred with the Senate in the passage of a bill entitled

"An act for the relief of the Sheriff of McDonough county."

They have concurred with the Senate in their amendments to the resolution from the House of Representatives relative to the election of Canal Commissioners, &c.

They have passed bills entitled

"An act to incorporate the Lacon Manufacturing Company." and

"An act to incorporate the Fort Massac rail road Company."

In the passage of which they ask the concurrence of the Senate.

And he withdrew.

On motion,

The Senate adjourned until half past 6 o'clock P. M.

Half past six o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives are now ready to receive the Senate in the Hall of the House of Representatives for the purpose of electing Commissioners of Public Works.

Whereupon the Senate preceded by their speaker again proceeded

to the Hall of the House of Representatives in pursuance of the postponement yesterday evening.

Whereupon the two Houses proceeded to vote a second time for a Commissioner of Public Works for the third Judicial circuit.

Which being taken viva voce stood thus:

For Elijah Willard, 81.

" Tarleton Dunn, 20.

Those who voted for Elijah Willard, are

Messrs. Allen of Greene, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Maxwell, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reily, Ross, Servant, Stadden, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Wight and Wood, of the Senate.

Messrs. Able, Aldrich, Atwater, Barnett, Bently, Cloud, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Douglass, Edmondston, Edwards, Elkin, French, Galbreath, Green of St. Clair, Happy, Harris, Henshaw, Hunt, Lagow, Leary, Lincoln, Logan, McCormick, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Pace, Pallen, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson and Witt, of the House of Representatives.

For Tarleton Dunn.

Messrs. Bond, Fletcher, Gatewood, Lane, McLaughlin, Warren and Whiteside of Pope, of the Senate, and

Messrs. Ball, Charles, Dairman, Dubois, English, Enloe, Green of Clay, Hankins, Hardin, McClernand, Odam, Oneille, Watkins and Wood of the House of Representatives.

Mr. Speaker of the Senate, Mr. McMurtry and Mr. Paullen of the House of Representatives voted a blank.

Messrs. Carpenter and Green of Clay, voted for Mr. Pace.

Mr. Dollens, voted for John Ewing.

Elijah Willard having received a majority of all the votes given, was declared duly elected Commissioner of the Board of Public Works for the 3rd Judicial Circuit for the ensuing two years.

The two Houses then proceeded to elect a Commissioner of the Board of Public Works for the 4th Judicial Circuit by joint vote which being counted stood thus:

For Milton K. Alexander, 59.

" Regdan B. Slocumb, 47.

Those who voted for Milton R. Alexander, are

Messrs. Allen of Green, Bond, Browning, Craig, Hamlin, McLaughlin, Murray, Noel, Parker, Pruyne, Reilley, Stadden, Warren, Weatherford, Whiteside of Monroe and Wood of the Senate, and

Messrs. Able, Aldrich, Ball, Barnett, Bently, Cloud, Courtright, Crain, Davidson, Dairman, Dougherty, Douglass, Dunbar, Edmondston, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins,

Happy, Harris, Leary, Lyons, McCormick, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Odam, Pace, Rawalt, Reddick, Scarboro, Shield, Smith of Madison, Stone, Stuart, Voris, Walker of Morgan, Wheeler and Whitten of the House of Representatives.

For Regdon B. Slocumb,

Messrs. Butler, Edwards, Fletcher, Hackelton, Hacker, Lane, Maxwell, Milis, O'Rear, Owen, Parrish, Ross, Servant, Thomas, Turney, Vance and Wight of the Senate, and

Messrs. Alwatter, Carpenter, Charles, Graig, Cullom, Dawson, Dement, Dollens, Edwards, Elkin, Enloe, Hardin, Henshaw, Hunt, Lagow, Lincoln, Logan, McClernand, Madden, Moore of St. Clair, Murphy of Perry, Naper, Oncille, Richardson, Smith of Wabash, Stuntz, Turney, Walker of Cook, Watkins and Wilson of the House of Representatives.

Mr. Gatewood and Mr. Speaker of the Senate and Messrs. McMurtry, Paullen and Webb of the House of Representatives, voted a blank.

Milton K. Alexander having received a majority of all the votes given, was declared duly elected Commissioner of Public Works for the 4th Judicial Circuit for the ensuing two years.

The two Houses then proceeded to elect a Commissioner of the Board of Public Works for the 5th Judicial Circuit, by a joint vote.

Which being counted stood thus:

For Joel Wright, 57.

“ William G. Flood, 45.

Those who voted for Joel Wright, are

Messrs. Allen of McLean, Bond, Craig, Edwards, Hackelton, Hacker, Hamlin, Owen, Parker, Parrish, Pruyne, Ross, Servant, Thomas, Whiteside of Monroe and Wight of the Senate, and

Messrs. Aldrich, Ball, Bently, Carpenter, Charles, Craig, Davidson, Dawson, Dement, Dunbar, Edmonston, Elkin, French, Green of Clay, Green of St. Clair, Henshaw, Hogan, Lagow, Leary, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Odam, Pace, Rawalt, Shield, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turney, Voris, Walker of Morgan, Watkins, Wheeler, Whitten and Wood, of the House of Representatives.

For William G. Flood.

Messrs. Allen of Green, Browning, Butler, Gatewood, Noel, Reilly, Turney, Vance, Warren, Weatherford and Wood of the Senate, and

Messrs. Able, Alwater, Barnett, Cloud, Courtright, Crain, Dallens, Douglass, Dunbar, Edwards, English, Enloe, Galbreath, Hankens, Happy, Harris, Hunt, Lincoln, Logan, Lyons, McCormick, McClernand, Madden, Murphy of Vermillion, Naper, Oneille, Paullen, Reddick, Richardson, Scarboro, Stuart, Walker of Cook and Willson of the House of Representatives.

Mr. O'Rear, and Mr. Speaker of the Senate, and Messrs. Hardin and McMurtry of the House of Representatives voted blanks.

Joel Wright having received a majority of all the votes given, was

declared to be duly elected a Commissioner of the Board of Public Works, for the fifth Judicial Circuit for the ensuing two years.

The two Houses then proceeded to elect a Commissioner of the Board of Public Works for the 6th Judicial Circuit by joint vote which being counted stood thus:

For James W. Stephenson,	86.
Scattering,	9.

Those who voted for James W. Stephenson, are

Messrs. Allen of Green, Allen of McLean, Bond, Browning, Butler, Craig, Edwards, Fletcher, Hackelton, Hacker, Hamlin, Maxwell, Noel, O'Rear, Owen, Parker, Parrish, Pruyne, Ross, Servant, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Wight and Wood of the Senate, and

Messrs. Able, Ball, Bently, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Douglass, Dunbar, Edmondston, Edwards, Elkin, English, French, Gaibreath, Green of Clay, Green of St. Clair, Happy, Hinshow, Hogin, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, McMurtry, Madden, Marrs, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermillion, Naper, Pace, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson and Wood, of the House of Representatives.

Messrs. Gatewood, Stadden and Thomas, and Mr. Speaker, of the Senate, and Messrs. Carpenter and Paullen of the House of Representatives voted a blank.

Mr. Reilly of the Senate voted for Mr. Wren.

Mr. Atwater of the House of Representatives voted for Mr. Hartzell.

Mr. Watkins of the House of Representatives voted for Mr. Garner.

James W. Stephenson having received a majority of all the votes given was declared duly elected Commissioner of the Board of Public Works for the 6th Judicial Circuit for the ensuing two years.

The two Houses then proceeded to the election of a Commissioner of the Board of Public Works for the 7th Judicial Circuit by joint vote.

Which being counted stood thus:

For Ebenezer Peck,	54.
“ Daniel Reed,	20.

Those voting for Ebenezer Peck, are

Messrs. Allen of Green, Browning, Edwards, Hacker, Murray, Noel, Parker, Parrish, Pruyne, Ross, Servant, Turney, Warren, Whiteside of Monroe, Wight and Wood, of the Senate, and

Messrs. Able, Atwater, Ball, Bently, Carpenter, Courtright, Craig, Dawson, Douglass, Dunbar, Elkin, English, French, Green of Clay, Green of St. Clair, Hogan, Hunt, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Moore of McLean, Murphy of Vermillion, Naper, Richardson, Scarboro, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turney, and Wilson of the House of Representatives.

For Daniel Reed—

Messrs. Allen of McLean, Butler, Craig, Gatewood, Hackelton, Maxwell, O'Rear, Stadden, Weatherford, Cloud, Crain, Cullom, Davidson, Happy, Henshaw, Lagow, Madden, Marrs, Moore of St. Clair, Morton, Murphy of Perry, Pace, Rawalt, Reddick, Voris, Walker of Morgan, Walker of Cook, Watkins, and Wheeler.

Mr. Thomas and Mr. Speaker of the Senate, and Mr. McMurtry and Pallen of the House of Representatives, each voted a blank.

Ebenezer Peck having received a majority of all the votes given, was declared duly elected commissioner of the board of public works for the seventh judicial circuit for the ensuing two years.

The two Houses then proceeded by joint ballot to the election of a Judge of Probate for Wayne county.

Mr. Ross of the Senate, and Mr. McClernand of the House of Representatives were appointed tellers, when,

The votes being taken, stood thus:

For Daniel Turney,	37
Scattering,	14

Mr. Turney having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected Judge of Probate for Wayne county.

Whereupon the Senate, preceded by their Speaker, returned to their chamber.

On motion.

Adjourned.

FRIDAY, *March 3, 1837.*

The Senate met pursuant to adjournment.

Mr. McLaughlin, from the select committee to which was referred the bill from the House of Representatives for

“An act to locate a state road from Vandalia to Springfield,”

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Ordered, To a third reading as amended.

On motion of Mr McLaughlin,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Sec-

Secretary inform the House of Representatives of the passage thereof, and ask their concurrence in the amendments of the Senate thereto.

Mr. Servant, from the select committee to which was referred the bill entitled

"An act supplemental to the act incorporating the Kaskaskia bridge company,"

And the amendments of the House of Representatives to said bill,

Reported the same back with amendments to the amendments of the House of Representatives,

Which were read, and

Concurred in.

And the amendments of the House of Representatives as amended were

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate to the said amendments of the House of Representatives.

Mr. Stadden, from the select committee to which was referred the bill from the House of Representatives for

"An act to incorporate the Kaskaskia and Iroquois navigation company,"

Reported the same back without amendment.

Ordered, To a third reading.

On motion of Mr. Stadden,

The rule of the Senate was dispensed with and said bill was read the third time by its title, and on the question,

Shall the bill pass?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the council of revision, by Mr. Owings their Secretary.

MR. SPEAKER:

The bills entitled as follows:

"An act concerning the public revenue of the county of Warren,"

"An act to incorporate the Rushville fire insurance company,"

"An act for the benefit of a person therein named,"

"An act to organize Henry county,"

"An act to incorporate the Unity manufacturing company,"

"An act to incorporate the Rush medical college,"

"An act to incorporate the Peoria manufacturing and exporting company,"

"An act concerning the town of Monmouth in Warren county,"

"An act to incorporate the Dixon Hotel company,"

"An act to incorporate the Lewiston and Liverpool rail road company,"

"An act to amend the act incorporating the Springfield and Alton turnpike road company,"

"An act to incorporate the Lawrenceville manufacturing company,"

"An act to locate a state road from Princeton to Pawpaw Grove,"

"An act to locate a state road from Enterprize in La Salle county, to Knoxville in Knox county,"

"An act to legalize the sale of school land in Pike county,"

Have been approved of by the council of revision.

And he withdrew.

On motion of Thomas,

The bill heretofore laid on the table for

"An act to establish free schools throughout the State,"

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Thomas, O'Rear, and Borrough be that committee.

On motion of Mr. Hacker,

The bill for

"An act to incorporate the stockholders of the Cairo city and canal company,"

And the amendments of the House of Representatives thereto were taken up, and said amendments were

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Vance,

The bill from the House of Representatives for

"An act granting the Perrysville and Danville rail road Company certain rights and privileges,"

Heretofore laid on the table was taken up, and

On motion of Mr. Vance,

Amended by adding to the last section of said bill, the following proviso, viz:

"Provided that the State of Illinois may at any time after the completion of said rail road, purchase all that portion of said road which lies in the State of Illinois, by paying to said company the amount of expenses in the construction of the part of the road, together with 12 per cent interest thereon."

On the question,

Shall the bill be read a third time as amended?

It was decided in the negative.

Ayes 13; Noes 19.

Those voting in the affirmative are—

Messrs. Allen of Green, Bond, Browning, Fletcher, Hacker, Maxwell, Mills, Mitchell, O'Rear, Servant, Stadden, Vance, and Mr. Speaker.

In the negative—

Messrs. Allen of McLean, Borrough, Butler, Craig, Edwards, Gatewood, Hamlin, Murray, Noel, Owen, Parrish, Reilly, Thomas, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, and Wood.

ORDERED, That the Secretary inform the House of Representatives thereof.

Mr. Hacker, from the select committee to which was referred the bill entitled

"An act fixing the salary of the circuit judges,"

Reported the same back with an amendment,

Which was read, and

Concurred in.

Ordered to be engrossed for a third reading.

On motion of Mr. Hackelton,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

On motion of Mr. Hackelton,

The title was so amended as to make it

"An act in relation to the public printer,"

Mr. Thomas, from the select committee to which was referred the bill establishing free schools throughout the State,

Reported the same back with an amendment,

Which was read, and

Concurred in.

ORDERED to be engrossed for a third reading as amended.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

On motion of Mr. Thomas,

The title was so amended as to make it

"An act supplemental to an act entitled 'An act protect the canal lands against trespasses.'"

Ordered, That the titles of the foregoing bills be respectively as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence therein.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act for a state road from Ottawa north to the state line,"

"An act to incorporate the Grafton and White Hall Hotel company,"

"An act for the benefit of McLean county,"

"An act to define the western boundary line of Adams, Hancock, Warren and Mercer counties,"

"An act to locate a state road from Pekin by Havanna to Jacksonville, and from Havanna to Athens, and from Athens to Beardstown,"

"An act to locate a state road from Pekin of Paris,"

"An act to incorporate the Beardstown insurance company,"

"An act for a state road from Stephenson to the state line,"

"An act to incorporate the New Canton and Piketon rail road company,"

"An act to locate a state road from Mr. Anderson's bridge, in Madison county, to B. Johnson's in Bond county,"

"An act concerning the 16th section in town 3, south range, 14 west of the second principal meridian,"

"An act for a state road from Griggsville via Portland to Joshua Hanks in Greene county,"

"An act to change the names of certain towns,"

"An act to locate a state road from Craffon to Wood river,"

"An act to improve the navigation of the Big Vermillion river,"

"An act for the formation of the county of Cass,"

"An act to authorize the sureties of the late commissioners of the Gallatin saline lands to pay over certain moneys realized to the counties entitled to receive the same."

"An act to incorporate the Jonesboro' and Mississippi rail road company,"

"An act to incorporate the Spoon river navigation company,"

"An act to locate a state road from Wesley city in Tazewell county, to Disomington in McLean county,"

"An act to change part of the state road from Palestine to Shelbyville,"

"An act to protect canal lands against trespasses,"

Mr. Dickelton afterwards, from the same committee, reported that on this day they laid the above mentioned bills before the council of revision.

Mr. Mitchell, from the select committee to which had been referred the bill from the House of Representatives for

"An act to incorporate the Pekin rail road company,"

Reported the same back without amendment, and on the question,

Shall the bill be read a third time?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Prickett, their clerk:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of the bill entitled,

"An act appropriating the residue of the Vermillion Saline lands, to the county of Vermillion, for the purpose of building a bridge across the Big Vermillion Riverer," as amended by them,

In which amendments they ask the concurrence of the Senate.

They amend the title of said bill by adding after the words "Vermilion county" the word "Iroquois" and adding at the end "and for other purposes."

In which amendments they also ask the concurrence of the Senate. They have concurred with the Senate in the passage of a bill entitled "An act to provide for the safe keeping and security of the public money"

As amended by them.

In which amendments they ask the concurrence of the Senate.

They have laid upon the table until the 4th day of July next the bill from the Senate entitled,

"An act for altering the boundaries of Ogle county and for other purposes."

And he withdrew.

The amendments of the House of Representatives to the bills of the following titles viz:

"An act supplemental to an act to establish and maintain a general system of internal improvements."

"An act relating to the improvement of the navigation of the Saline River and for the purpose of preserving the same."

"An act to incorporate the Webster, Ottawa and Kishwaukee rail road Company."

"An act to incorporate the Rector Steam Mill Company in Hamilton county."

"An act to incorporate the Walash Rail Road Company" and

"An act to alter a certain state road in Fayette county."

And also the amendments of the House of Representatives to the titles of the two last mentioned bills.

Were severally read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have passed a bill for

"An act to incorporate the Jacksonville Hotel Company."

In the passage of which they ask the concurrence of the Senate.

And he withdrew, whereupon

The aforesaid bill was read, and

Ordered, To a second reading.

On motion of Mr. Edwards,

The rule of the Senate was dispensed with, and said bill was read the second time by its title, and

Amended by adding the following thereto as an additional section, viz:

“That the Alton Hotel Company be and they are hereby authorized, at any time within three months from the passage of this act, to open books of subscription in pursuance of the regulations contained in the act entitled

“An act to incorporate the Alton Hotel Company,” approved Feby. 12th, 1835.

***Ordered,* To a third reading as amended.**

On motion of Mr Thomas,

The rule of the Senate was dispensed with and said bill was read a third time by its title, and

Passed as amended.

ORDERED, That the title be as aforesaid and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

On motion of Mr. Thomas,

The bill from the House of Representatives for

“An act allowing compensation to judges and clerks of elections in certain cases.”

And the amendments of the Senate thereto, together with the message of the House of Representatives asking a committee of conference on the disagreeing vote of the two Houses on said bill and amendments.

Were laid on the table.

The bill from the House of Representatives for

“An act to incorporate the Lane Manufacturing Company.”

Was read, and

ORDERED, To a second reading.

On motion of Mr. Hamlin,

The rule of the Senate was dispensed with and said bill was read a second time by its title, and

***Ordered,* To a third reading.**

On motion of Mr. Hamlin,

The rule of the Senate was further dispensed with, and said bill was read a third time by its title, and

Passed.

***Ordered,* That the title be as aforesaid and that the Secretary inform the House of Representatives of the passage thereof.**

The bill from the House of Representatives for

“An act to review and relocate a part of the state road leading from Frankfort to Jonesboro.”

Was read, and

ORDERED, To a second reading.

On motion of Mr. Parrish,

The rule of the Senate was dispensed with, and said bill was read a second time by its title, and

Referred to a select committee.

***Ordered,* That Messrs. Parrish, Hacker and Whiteside of Pope be that committee.**

**The bill from the House of Representatives for
"An act to incorporate the Fort Massac rail road Company."**

Was read, and

On the question, shall the bill be read a second time?

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Thomas,

The Senate refused to recede from their amendments to the 9th, 11th, 12th, 13th, 15th, sections, and an additional section of the bill from the House of Representatives for increasing the capital of certain Banks &c. and ask a committee of conference on the disagreeing vote of the two Houses on the said amendments of the Senate to said bill.

Ordered, That Messrs Thomas and Gatewood be that committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof and ask the appointment of a committee on their part.

A message from the House of Representatives by Mr. Hardin of the House of Representatives.

Mr. SPEAKER:

The House of Representatives have adopted the following resolution, viz:

Resolved, By the General Assembly, that any two or more of the members of the Board of Commissioners of Public Works, so soon as they shall have given bond, and been qualified according to law, may proceed to employ competent and skilful Engineers, to procure any instruments, tents and camp equipage, necessary in the surveys contemplated in the act entitled

"An act to establish and maintain a general system of internal improvements."

Which contract shall be subject to the order of the Board of Commissioners of the Public Works at their 1st meeting.

In the adoption of which they ask the concurrence of the Senate. And he withdrew.

Whereupon,

On motion of Mr. Noel,

The resolution in said message mentioned, was laid on the table.

Mr. Lane from the select committee to which was referred the bill from the House of Representatives for,

"An act to amend an act entitled an act for the organization and government of the Militia of this state, in force July 2d. 1833.

Reported the same back with sundry amendments.

Which were not concurred in.

Ordered, To a third reading.

On motion of Mr. Weatherford,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

On the question shall the bill pass?

It was decided in the negative. Ayes 13. Noes 17.

Those voting in the affirmative, are

Messrs. Allen of Green, Allen of McLean, Borough, Craig, Hacker, O'Rear, Servant, Thomas, Vance, Warren, Weatherford, Wight and Wood.

In the negative.

Messrs. Bond, Browning, Butler, Edwards, Fletcher, Lane, Maxwell, Mitchell, Murray, Noel, Owen, Parker, Pruyn, Reilly, Stadden, Whiteside of Monroe and Mr. Speaker.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Allen of McLean,

The bill from the House of Representatives for

"An act to locate a state road from Decatur to Waynesville,"

And the amendments of the House of Representatives to said bill together with the message of the House of Representatives asking a committee of conference on the disagreeing votes of the two Houses on said amendments of the Senate, were laid on the table.

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, to wit:

"An act to establish and maintain a general system of internal improvement,"

"An act supplementary to an act to permanently locate the seat of government of Illinois,"

"An act to amend an act entitled 'An act concerning public roads,' approved January 18, 1836,"

"An act to authorize William Drummond to build a mill dam on Big Muddy river,"

"An act to legalize the survey of the town of Monmouth,"

"An act authorizing William T. Reed to establish a ferry at Newport on the Ohio river, and for other purposes,"

"An act to appoint an additional Notary Public and Justice of the Peace for the counties of Morgan and Green,"

"An act for a state road from McLeansborough to Golconda in Pope county,"

"An act declaring the road from Covington in Washington county, by Nashville to Pinckneyville in Perry county, and from Carlyle to Belleville state roads,"

"An act to lay out a state road from Shawneetown to Equality,"

"An act to locate a state road from Marshall to Grandview,"

"An act to review and locate a part of the state road from Galena to Chicago,"

"An act to locate a state road from Cleveland in Tazewell county, to Versailles in McLean county, and for other purposes,"

"An act to incorporate the Galena rail road and transportation company,"

"An act to incorporate the Chester, Nashville, and Pinckneyville rail road company,"

"An act to incorporate the Tamarawa and Mississippi rail road company,"

"An act further supplemental to an act to establish and maintain a general system of internal improvement."

Mr. Hackelton, from the same committee, afterwards reported that on this day they had laid before the council of revision the bills above mentioned.

On the question,

Will the Senate concur with the House of Representatives in their amendments to the bill for

"An act applying the residue of the Vermillion saline lands to the county of Vermillion, for the purpose of building a bridge across the Big Vermillion river?"

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

"An act to provide for the safe keeping and security of the public money,"

Coming up for consideration, and a division of the question being called for,

The question was accordingly put upon concurring in the amendment of the House of Representatives proposing to strike out the 7th section of the bill, and

Decided in the affirmative.

The remaining amendments of the House of Representatives were not concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Speaker having announced that the Senate were about to proceed to the consideration of executive business,

The doors were closed, and

On opening the doors,

On motion,

The Senate adjourned until 2 o'clock P. M.

Two o'clock P. M.

The Senate met pursuant to adjournment.

On motion of Mr. O'Rear,

Leave of absence was granted to Mr. Ross for the remainder of the session.

Mr. Speaker laid before the Senate the following communication from the Hon. John Reynolds, viz:

WASHINGTON, CITY, 13th February, 1837.

To the Honorable the Speaker of the Senate of the General Assembly of the State of Illinois:

SIR:

I have the honor herewith to send you a document on the subject of common schools. The Hon Mr. Abbott, of Massachusetts, presented me with the same, and I take great pleasure in laying it before you, with a request that you present it to the General Assembly, so that the information contained in the document may be serviceable to our State.

With respect, I am your

Your obt. serv't.

JOHN REYNOLDS.

On motion of Mr. Servant,

The said communication and accompanying document were

Referred to the committee on seminaries, school lands, and education.

Mr. Parker, from the select committee to which was referred the bill from the House of Representatives for

"An act for certain state roads therein named,"

Reported the same with an amendment,

Which was read, and

Concurred in.

***Ordered* to a third reading as amended.**

On motion of Mr. Parker,

The rule of the Senate was dispensed with, and said bill was read the third time by its title, and

Passed as amended.

On motion of Mr. Parker,

The title was so amended as to make it

"An act supplemental to an act to incorporate the city of Chicago."

***Ordered*, That the title be so amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate to said bill and to the title thereof.**

On motion of Mr. Gatewood,

The bill for incorporating the Gallatin academy, heretofore laid on the table, was taken up, and

Referred to a select committee.

Ordered, That Messrs. Gatewood, Hacker, and Pruyn be that committee.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives, in pursuance of the request of the Senate, have appointed

Messrs. McClelland, Dubois and Douglass a committee of conference on the disagreeing vote of the two Houses, on the amendments of the Senate to the bill from the House of Representatives entitled

"An act to increase the capital stock of certain banks, and to provide means to pay the interest on a loan authorized by an act entitled 'An act to establish and maintain a general system of internal improvement,'"

They have concurred with the Senate in the passage of a bill entitled

"An act to incorporate the Illinois manufacturing company,"

As amended by them, in which amendments they ask the concurrence of the Senate.

And he withdrew.

A message from the council of revision, by Mr. Owings their Secretary:

MR. SPEAKER:

The bills entitled

"An act to authorize William Drummond to build a mill dam on Big Muddy river,"

"An act to legalize the survey of the town of Monmouth,"

"An act to locate a state road from Cleveland in Tazewell county, to Versailles in McLean county, and for other purposes,"

"An act to locate a state road from Marshall to Grand View,"

"An act to lay out a state road from Shawneetown to Equality,"

"An act declaring the road from Covington in Washington county, by Nashville to Pinckneyville in Perry county, and from Carlyle to Belleville state roads,"

"An act to amend an act entitled 'An act to amend an act concerning public roads,' approved January 18, 1856.

"An act supplementary to an act to permanently locate the seat of government of Illinois,"

"An act to appoint an additional Notary Public and Justice of the Peace for the counties of Morgan and Green,"

"An act to incorporate the Galena rail road and transportation company,"

"An act for a state road from McLeansboro' to Golconda in Pope county,"

"An act authorizing Willis T. Reed to establish a ferry at Newport on the Ohio river, and for other purposes," and

"An act to incorporate the Tamarawa and Mississippi rail road company,"

Have been severally aproved by the council of revision.

And he withdrew.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives are now ready to receive the Senate in the Hall of the House of Representatives, for the purpose of electing a board of Canal commissioners, two agents for canal lands, and a State's Attorney for the seventh judicial circuit.

And he withdrew.

Whereupon,

The Senate, preceded by their Speaker, proceeded to the Hall of the House of Representatives, and the two Houses proceeded to elect a president of the board of canal commissioners, by joint vote, which being counted, stood thus:

For William F. Thornton,	54
" Samuel Hackelton,	51
Scattering,	4

Those voting for William F. Thornton are—

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Mitchell, Murray, O'Rear, Parker, Pruyne, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood, and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Charles, Craig, Cullom, Dawson, Dement, Dougherty, Dubois, Dunbar, Edwards, Elkin, Green of Clay, Hankins, Hardin, Hogan, Leary, Lincoln, Logan, Lyons, McCormick; Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermillion, Naper, Oneille, Stone, Stuart, Stuntz, Turney, Webb and Wilson, of the House of Representatives.

For Samuel Hackelton—

Messrs. Allen of Greene, Butler, Craig, Lane, Maxwell, Noel, Owen, Parrish, Reilly, Stadden, Weatherford, and Whiteside of Monroe of the Senate, and

Messrs. Ball, Bentley, Carpenter, Cloud, Courtright, Crain, Davidson, Diarman, Dollens, Douglass, Edmondston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Henshaw, Hunt, Logan, McMurtry, Madden, Marrs, Morton, Odam, Pace, Rawalt, Reddick, Richardson, Shield, Smith of Madison, Smith of Wabash, Turney, Voris, Walker

of Cook, Walker of Morgan, Watkins, Witt, and Wood of the House of Representatives.

Messrs. Borrough, Hacker, Hamlin, and Mills of the Senate, each voted a blank.

No person having received a majority of all the votes given, the two Houses proceeded to take a second vote, which, on being counted, stood thus:

For William F. Thornton,	54
“ Samuel Hackelton,	53
Scattering,	6

Those who voted for William F. Thornton were—

Messrs. Allen of McLean, Bond, Borrough, Edwards, Gatewood, Mitchell, Murray, O'Rear, Parker, Pruyn, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood, and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Charles, Craig, Cullom, Dawson, Dement, Dougherty, Dubois, Dunbar, Edwards, Elkin, Hankins, Hardin, Hogan, Lane, Leary, Lincoln, Logan, Lyons, McCormick, Minor, Minshall, Moore of St. Clair, Moore of McLean, Murphy of Vermillion, Naper, Oneille, Stone, Stuart, Stuntz, Turley, Watkins, Webb & Wilson of the House of Representatives.

For Samuel Hackelton—

Messrs. Allen of Greene, Butler, Craig, Lane, Maxwell, Noel, Owen, Parrish, Reily, Stadden, Weatherford and Whiteside of Monroe of the Senate.

Messrs. Ball, Barnett, Bently, Carpenter, Cloud, Courtright, Crain, Davidson, Dairman, Dollens, Douglass, Edmondston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Henshaw, Hunt, Lagow, McMurtry, Madden, Marrs, Morton, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Shield, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler Witt, and Wood of the House of Representatives.

Messrs. Fletcher, Hacker, Hamlin and Mills of the Senate, and Mr. Green of Clay of the House of Representatives, each voted a blank.

No person having received a majority of all the votes given, the two Houses proceeded to take another vote, which being counted stood thus:

For Wm. F. Thornton,	55.
“ Samuel Hackelton,	53.
Scattering,	5.

Those voting for William F. Thornton, are—

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Mitchell, Murray, Parker, Pruyn, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood and Mr. Speaker, of the Senate, and

Messrs. Able, Alrich, Atwater, Charles, Craig, Cullom, Dawson, Daugherty, Dubois, Dunbar, Edwards, Elkin, Hankins, Hardin, Hogan, Lane, Leary, Lincoln, Lyons, McCormick, Minor, Minshall, Moore of

McLean, Moore of St. Clair, Murphy of Vermillion, Naper, Oneille, Stone, Stuart, Stuntz, Turley, Watkins, Webb, Wilson, of the House of Representatives.

Those who voted for Mr. Hackelton, are—

Messrs. Allen of Green, Butler, Craig, Lane, Maxwell, Noel, Owen, Reilly, Stadden, Weatherford and Whiteside of Monroe of the Senate.

Messrs. Ball, Barnett, Bently, Carpenter, Cloud, Courtright, Crain, Davidson, Dairman, Dallens, Douglass, Edmondston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Henshaw, Hunt, Lagow, Logan, McMurtry, Madden, Mairs, Morton, Odam, Pace, Pallen, Rawalt, Reddick, Richardson, Shield, Smith of Madison, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Wheeler, Witt and Wood of the House of Representatives.

Messrs. Borough, Hacker, Hamlin and Mills, of the Senate, and Mr. Green of Clay, of the House of Representatives voted a blank.

No person having received a majority of all the votes given, the two Houses proceeded to take a fourth vote.

Which being counted, stood thus:

For Wm. F. Thornton,	61.
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“ Samuel Hackelton,	51.
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Those who voted for Wm. F. Thornton, are—

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Lane, Mitchell, Murray, O'Rear, Parker, Pruyn, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood and Mr. Speaker, of the Senate.

Messrs. Able, Aldrich, Atwater, Charles, Craig, Crain, Cullom, Dawson, Dement, Doughterty, Dubois, Dunbar, Edwards, Eakin, Hinkins, Hardin, Hogan, Lane, Leary, Lincoln, Lyons, McCoranick, Minor, Mitchell, Moore of McLean, Moore of St. Clair, Murphy of Vermillion, Naper, Oneille, Scarborough, Stone, Stuart, Stuntz, Turley, Watkins, Webb, Wilson and Wood of the House of Representatives.

For Samuel Hackelton,

Messrs. Allen of Green, Butler, Craig, Maxwell, Noel, Owen, Parrish, Reiley, Stadden, Weatherford, and Whiteside of Monroe, of the Senate, and,

Messrs. Ball, Barnett, Bently, Carpenter, Cloud, Courtright, Davidson, Dairman, Dallens, Douglass, Edmondston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Henshaw, Hunt, Lagow, Logan, McMurtry, Madden, Mairs, Morton, Odam, Pace, Pallen, Rawalt, Reddick, Richardson, Shield, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler and Witt of the House of Representatives.

William F. Thornton having received a majority of all the votes given, was declared duly elected President of the Board of Canal Commissioners.

The two Houses then proceeded to vote for an acting Commissioner of the Board of Canal Commissioners.

Which being counted, stood thus:

For Jacob Frye,
Scattering,

93.
7.

Those who voted for Jacob Frye, are,

Messrs. Allen of Greene, Allen of McLean, Borough, Browning, Butler, Craig, Edwards, Fletcher, Hacker, Hamlin, Lane, Maxwell, Mills, Mitchell, Noel, O'Rear, Parker, Parrish, Pruyn, Reilly, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, Wood and Mr. Speaker, of the Senate.

Messrs. Able, Aldrich, Ball, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dement, Dairman, Dallens, Dougherty, Douglass, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Hardin, Harris, Henshaw, Hogan, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Vermillion, Naper, Odam, Oneille, Pace, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley Turney, Veris, Webb, Wheeler, Wilson, and Witt, of the House of Representatives.

Mr. Atwater, of the House of Representatives, voted a blank.

Messrs. McMurtry, Moore of McLean and Rawalt of the House of Representatives voted for Mr. Naper.

Mr. Reddick, voted for Mr. Pace.

Mr. Walker of Cook, voted for Wilson.

Mr. Watkins, voted Mr. Hackelton.

Jacob Frye, having received a majority of all the votes given, was declared duly elected acting Commissioner of the Board of Canal Commissioners.

The two Houses then proceeded to vote for a Treasurer to the Board of Canal Commissioners.

Which being counted stood thus:

For John A. McClernand,

83.

Those voting for Mr. McClernand are—

Messrs. Allen of Green, Allen of McLean, Browning, Craig, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Lane, Maxwell, Mills, Mitchell, Noel, O'Rear, Owen, Parrish, Pruyn, Reilly, Servant, Stadden, Thomas, Turney, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight, Wood and Mr. Speaker, of the Senate, and

Messrs. Able, Atwater, Ball, Carpenter, Charles, Cloud, Courtright, Crain, Craig, Dawson, Dement, Dairman, Daugherty, Douglass, Edmondston, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Hardin, Hogan, Lane, Leary, Lincoln, Logan, Lyons, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermillion, Naper, Odam, Oneille, Richardson, Scarborough, Shield, Smith of Wabash, Stone, Stuart, Stuntz, Turney, Walker of Morgan, Watkins, Wheeler, Wilson, Witt and Wood.

Messrs. Borough and Butler, of the Senate each voted a blank.

Mr. Davidson of the House of Representatives voted for Mr. Carpenter.

Mr. Happy voted for Mr. Hubbard.

Messrs. Lagow, Minor, Paullen and Walker of Cook each voted a blank.

Mr. McCormick voted for Mr Davidson of the House of Representatives.

Mr. McMurtry voted for Mr. Leary.

Mr. Morton for Mr. Archer.

Mr. Pace voted for Mr McCormick.

Mr. Reddick voted for Mr Carpenter.

Mr. Smith of Madison voted for Mr Hubbard.

Mr. Turley voted for Mr Pace.

John A. McClernand having received a majority of all the votes given was declared duly elected Treasurer of the Board of Canal Commissioners.

The two Houses then proceeded to vote for two Agents of the State for Canal lands.

Which being counted stood thus:

For William Weatherford,	69.
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For L. R. Noel,	69.
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Those voted for William Weatherford and L. R. Noel, are Messrs. Allen of Green, Allen of McLean, Browning, Butler, Craig, Edwards, Lane, Mitchell, O'Rear, Parker, Parrish, Pruyn, Reilly, Ser-Eant, Stadden, Thomas, Turney, Warren, Whiteside of Pope, Wight and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Charles, Cloud, Courtright, Craig, Crain, Cul-lom, Dawson, Dement, Daughterty, Douglass, Dunbar, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hogan, Lagow, Lane, Leary, Logan, Lyons, McMurtry, McClernand, Marrs, Moore of McLean, Naper, Odam, Oneille, Richardson, Scarborough, Smith of Madison, Smith of Wa-bash, Stone, Stuntz, Walker of Cook, Walker of Morgan, Wheeler and Wilson of the House of Representatives.

Messrs. Atwater, Dubois, Minor, Minshall, Stuart and Voris of the House of Representatives voted a blank.

Mr Morton voted for Dubois and blank.

Mr Murphy of Vermillion voted for Doct. Lyons and Douglass.

Mr Pace voted for Paullen and Co.

Mr Rawalt voted for Naper and Pruyn.

Mr Witt voted for Murphy of Vermillion and Dunbar.

William Weatherford and L. R. Noel, having each of them received a majority of all the votes given, was declared duly elected agents of the State for Canal lands.

The two Houses then proceeded to elect a States Attorney for the 7th Judicial Circuit by joint vote.

Which stood thus:

For Alonzo Huntington,
Scattering,

49
21

Those voting for Mr. Huntington, are

Messrs. Allen of Green, Browning, Butler, Craig, Maxwell, Mitchell, Noel, Parker, Parrish, Pruyn, Servant, Turney, Warren, Weatherford, and Mr. Speaker of the Senate, and

Messrs. Atwater, Ball, Charles, Cloud, Courtright, Crain, Dawson, Dement, Dougherty, Douglass, Dunbar, Edwards, Elkin, English, French, Galbreath, Green of Clay, Hankins, Lane, Leary, Lincoln, McMurtry, McClernand, Marrs, Minor, Moore of McLean, Murphy of Vermillion, Naper, Odam, Oneille, Pace, Smith of Wabash, Stone, Turney, Walker of Cook and Wheeler of the House of Representatives.

Mr. Mills of the Senate and Messrs. Davidson, Morton, Rawalt and Stuntz, of the House of Representatives, each voted a blank.

Messrs. Wood of the Senate and Dubois of the House of Representatives voted for Mr. Grant.

Messrs. Craig and Lagow of the House of Representatives voted for Mr. Southwick.

Mr. Happy voted for Chicago.

Mr. Hardin for Mr. Prickett.

Mr. Logan voted for Mr. Hardin.

Mr. McCormick voted for Jeff Weatherford.

Mr. Reddick voted for Mr. McClernand.

Mr. Richardson voted for Mr. Reddick.

Mr. Scarborough voted for Mark Beaubien.

Mr. Smith of Madison, voted for Mr. Pruyn.

Mr. Stuart voted for Mr. Richardson.

Mr. Webb voted for Mr. Stuart.

Mr. Willson voted for Mr. Webb, and

Mr. Witt for Mr. McCormick.

Alonzo Huntington having received a majority of all the votes given, was declared to be duly elected States Attorney for the 7th Judicial Circuit for the ensuing two years.

And thereupon the Senate withdrew to their chamber,

Mr. Thomas from the committee on the Judiciary to which was referred the bill from the House of Representatives for

"An act fixing the terms of the courts of the 1st 5th 6th and 7th circuits,"

Reported the same back with an amendment, proposing to strike out the first section and insert another in lieu thereof.

Mr. Browning called for a division of the question so as to take the question first on striking out; a division of the question being called for.

The question was then taken on striking out,

Decided in the affirmative.

On the question of inserting,

It was decided in the affirmative. Ayes 23. Nays 12.

The yeas and nays being called for on this question.

Those voting in the affirmative are—

Messrs. Allen of Greene, Allen of McLean, Borough, Edwards, Fletcher, Gatewood, Mills, Mitchell, Murray, O'Rear, Parker, Parrish, Pruyne, Reilly, Servant, Thomas, Turney, Vance, Weatherford, White-side of Pope, Wight, Wood and Mr. Speaker.—23.

In the negative—

Messrs. Browning, Butler, Craig, Hackelton, Hacker, Hamlin, Lane, Maxwell, Noel, Owen, Stadden and Warren.—12.

Ordered, To a third reading as amended.

Mr. Thomas moved,

To dispense with the rule of the Senate, and read the bill now the third time by its title.

Which was not agreed to.

Mr. Thomas from the committee on the Judiciary to which was referred the bill from the House of Representatives entitled

“An act to continue the charter of the Bank of Kaskaskia for a limited time.”

Reported,

That by the act incorporating said bank the Commissioners appointed to receive the subscription to the capital stock, were required to open books on a day and at places named in the act, and no provision was made for opening books at any other time, without their having been opened at the time and place required in the instance. It does not appear that books were ever opened at any time or place, nor does it appear, that the corporation ever in any manner accepted the provisions of the charter.

It is the opinion of the Committee, that unless the corporation was in existence at the time of the adoption of the Constitution saving the rights and corporate powers of Banks and monied institutions, cannot be applied to this institution. Upon the question of continuing the charter of the Shawneetown Bank, it was contended by some, that the General Assembly could not continue the existence of that institution for any longer period than was fixed in the Charter, notwithstanding it was admitted that the Bank had been regularly organized and was in operation at the time of the adoption of the Constitution, and was kept in operation up to the time of the passage of the law continuing the charter.

And although this view of the subject was not sustained by the final action of the Senate, yet is understood that it was admitted in the discussion upon that question, and not controverted, that if the corporation had done no act amounting to an acceptance of the charter, previous to the adoption of the constitution, that the corporation could not have been continued.

In the views thus taken upon the constitutional question, your committee concur, and therefore recommend the indefinite postponement of the bill.

Which was read, and thereupon

On motion of Mr. Hacker,

The bill and report were laid on the table.

Mr. Wight from the select committee to which was referred a bill from the House of Representatives entitled

"An act to create certain counties."

Reported the same back with sundry amendments,

Which were read, and

Concurred in.

Mr. Servant moved,

To amend the bill by striking out "De Kalb" and inserting "Marshall."

Which was not agreed to.

Ordered, To a third reading as amended.

On motion of Mr. Wight,

The rule of the Senate was dispensed with and said bill was read a third time by its title, and

Passed.

Ordered, That the bill be as aforesaid, that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto.

Mr. Maxwell moved,

That the Senate adjourn.

Which was not agreed to.

The amendments of the House of Representatives to the bill from the Senate entitled

"An act to incorporate the Illinois Manufacturing Company."

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Pruyn from the committee on public accounts and expenditures to which was referred the bill from the House of Representatives entitled,

"An act making appropriations for the years 1837, 1838."

Reported the same back with sundry amendments.

Which were read.

A division of the question on the amendment was called for, so as to take the question, on the first amendment in relation to the public printer.

On motion of Mr. Gatewood,

Said amendment was amended by inserting the word "said" after the word Secretary, and

On motion of Mr. Hamlin,

The amendment was further amended by striking out "75" and inserting "62½."

The question was then taken on concurring with the committee in the amendment as amended, and

Decided in the negative. Ayes 16. Noes 21.

The Ayes and Nays being called for on this question.

Those voting in the affirmative are,

Messrs. Hackelton, Hacker, Lane, Maxwell, Mitchell, Noel, Owen, Parker, Parrish, Servant, Stadden, Turney, Warren, Weatherford, Whiteside of Pope and Wood.—16.

Those voting in the negative are,

Allen of Greene, Allen of Macon, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hamlin, Mills, Murray, O'Rear, Pruyne, Reilly, Thomas, Whiteside of Monroe, Wight and Mr. Speaker.

On motion of Mr. Browning,

So much of said amendments as relates to an appropriation of 500 dollars to the Secretary of State &c., was amended by striking out the word "which," and inserting the word "laws,"

On the question will the Senate concur in the said amendment as amended.

It was decided in the affirmative. Ayes 29 Nays 8.

The Ayes and Nays being called for on this question.

Those voting in the affirmative are,

Messrs. Allen of Green, Allen of Macon, Bond, Browning, Butler, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Lane, Maxwell, Mills, Mitchell, O'Rear, Owen, Parker, Pruyne, Reily, Servant, Stadden, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wight and Mr. Speaker.

Those voting in the negative are.

Messrs. Borough, Craig, Hacker, Murray, Noel, Parrish, Weatherford and Wood.

Mr. Vance moved,

Further to amend the amendment by striking out so much thereof, as appropriates 1000 dollars for finishing the lower rooms in the State House.

Which was not agreed to.

On motion of Mr. Weatherford,

The amendments were further amended by adding the following: "to the Speaker pro tem of the House of Representatives six dollars per day whilst serving in that capacity."

On motion of Mr. Edwards,

They were further amended by adding the following to wit:

"To the Estate of John York Sawyer, deceased, for printing and publishing non resident tax list, of Adams county, the sum of eighty three dollars and sixty four cents," and for six per cent upon the amount of printing laws of 1835 and 36. which was deducted by the Auditor, the sum of one hundred and forty on (dollars 84.100.

On motion of Mr Gatewood,

They were further amended by adding the following:

"That the sum of fifty dollars be and the same is hereby appropriated to the administrator of Tyler D. Hewit late commissioner of sales of Saline lands, for making the maps of the saline reserve to be paid out of any moneys arising from the sales of the Gallatin saline lands not otherwise appropriated. That the sum of fifty dollars be and the same is hereby appropriated to Leonard White, to reimburse him for fees and expenses incurred in procuring an injunction in relation to the application of the money by the act of 1829, appropriated to the improvement of the Saline River, to be paid out of any money derived from the sale of Saline lands not otherwise appropriated. To the administrator of John York Sawyer deceased, twelve dollars for printing the bill relating to the establishment of schools and seminaries, at a former session.

On motion,

The Senate adjourned until 7 o'clock P. M.

Seven o'clock P. M.

The Senate met pursuant to adjournment.

The question being on the amendments to the appropriation bill,

On motion of Mr. Pruyn,

The amendments were amended by inserting after the word "Senate," the following: "and William G. Flood, engrossing and enrolling clerk of the Senate."

On motion of Mr. O'Rear,

They were further amended by adding the following:

"To Daniel Campbell, Sergeant-at-Arms, \$16 50" Paid by him for assistant eleven days at \$1 50 per day, in the forepart of the session.

The amendments were then

Concurred in as amended.

Mr. Wight moved to amend the bill by striking out of the bill so much as relates to an appropriation of 200 dollars additional salary to the Supreme Judges.

Mr. Servant moved to amend the amendment by adding "and also so much as relates to the additional salary of the Circuit Judges,"

Which was not agreed to.

The question recurring on the amendment proposed by Mr. Wight, it was decided in the negative.

Ayes 15; Noes 17.

The ayes and nays being called for on this question,

Those voting in the affirmative are—

Messrs. Borrough, Craig, Gatewood, Hackelton, Hacker, Maxwell, McLaughlin, Murray, Parrish, Reilly, Stadden, Weatherford, Whiteside of Monroe, Wight and Wood—15.

Those voting in the negative are—

Messrs. Allen of Greene, Allen of McLean, Browning, Edwards, Fletcher, Hamlin, Mills, Noel, O'Rear, Owen, Parker, Pruyne, Servant, Turney, Vance, Warren and Mr. Speaker--17.

On motion of Mr. Weatherford,

The bill was further amended by striking out the proviso to the 4th section of the bill.

Mr. Weatherford moved to further amend by striking out the word "five" in the second line of the fifth clause of the 4th section, and inserting "six."

The question being first taken on striking out, it was decided in the affirmative.

Ayes 20; Nays 10.

The ayes and nays being called for on this question, those voting in the affirmative are—

Messrs. Allen of Greene, Allen of Macon, Borrough, Browning, Edwards, Fletcher, Hamlin, Maxwell, McLaughlin, Murray, Orear, Pruyne, Servant, Stadden, Turney, Vance, Warren, Weatherford, Wight, and Mr. Speaker.

Those voting in the negative are—

Messrs. Craig, Hacker, Mills, Noel, Owen, Parker, Parrish, Reilly, Whiteside of Monroe, and Wood.

The question was then taken on filling the blank with "six," and decided in the affirmative.

On motion of Mr. Servant,

The bill was further amended by striking out the word "three," in the last line but one in the 3d section, and inserting the word "four."

Ordered, To a third reading as amended.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have passed bills of the following titles, viz:

"An act to establish the county seat of Macon county,"

"An act for the benefit of Wayne county,"

"An act relocating a state road in Tazewell county," and

"An act in relation to taking up and posting estray animals,"

In the passage of which they ask the concurrence of the Senate.

They refuse to recede from their amendments to the bill from the Senate entitled

"An act to provide for the safe keeping and security of the public money,"

And ask for a committee of conference on the disagreeing vote of the two Houses on said bill, and have appointed

Messrs. Moore of St. Clair, Craig, and Hogan the committee on their part,

They have concurred in the amendment of the Senate to the amendments of the House to the bill from the Senate entitled

"An act supplemental to the act incorporating the Kaskaskia bridge company."

They refuse to recede from their amendment to the bill from the Senate entitled

"An act appropriating the residue of the Vermillion saline lands to the county of Vermillion, for the purpose of building a bridge across the Big Vermillion river,"

And ask for a committee of conference on the disagreeing vote of the two Houses on said bill, and have appointed

Messrs. Leary, Courtright, and Murphy of Vermillion the committee on their part.

They refuse to read a third time the bill from the Senate entitled

"An act to incorporate the Pike county manufacturing company."

They have concurred with the Senate in the passage of bills entitled

"An act to incorporate the town of Carlinville," and

"An act making certain appropriations to the counties of Coles and Jasper, to build certain bridges therein named, and for other purposes,"

As amended by them.

They amend the title of the last named bill so as to read,

"An act making appropriations to the counties therein named,"

In which several amendments they ask the concurrence of the Senate.

They have concurred in the amendments of the Senate to the bills from the House of Representatives entitled

"An act to locate a state road from Vandalia to Springfield,"

"An act to incorporate the Jacksonville Hotel company," and

"An act for certain state roads therein named."

They have also concurred in the amendment of the Senate to the title of the last mentioned bill.

They have concurred with the Senate in the passage of bills of the following titles, to wit:

"An act in relation to the public printer,"

"An act supplemental to an act entitled 'An act to protect the canal lands against trespasses,' and

"An act entitled 'An act to incorporate the Carrollton steam mill company,'"

They have indefinitely postponed the bill from the Senate entitled

"An act declaring a certain county road a state road,"

And he withdrew.

On motion.

Adjourned.

SATURDAY, *March 4, 1837.*

The Senate met pursuant to adjournment.

Mr. Thomas, from the committee of conference on the disagreeing vote of the two Houses on the bill for

"An act to increase the capital stock of certain banks, and to provide means to pay the interest on a loan authorized by an act entitled 'An act to establish and maintain a general system of internal improvements,'"

Reported that said committee have had the said bill and amendments under consideration, and have agreed as follows:

That the 9th section be as amended by the Senate, with an additional amendment, viz:

Strike out the word "qualifications" in the 11th line of said section, that the other amendment of the Senate to said section 9, be agreed to, with the following addition, "and in addition to the offices of discount and deposit, as aforesaid, the said bank may establish two other Offices of discount and deposit, at such time and places as may be deemed for the public interest."

That the House concur in the amendments to the 11th and 12th sections.

That the Senate recede from the amendment striking out the 15th section.

That the House agree to the amendment of the Senate to the 13th section with the addition to the amendment of the Senate viz:

"And the fund commissioners shall also have the right to make a like examination into the condition of each of said banks, and they are requested to make biennial examinations thereof, and make reports to each session of the General Assembly, which may be held after the making of such examinations."

That the House agree to the additional section proposed by the Senate with this addition.

"And all the provisions of this act shall be considered as applicable jointly and severally to said banks, and either of them may accept of the same."

Which was read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Hacker from the select committee to which was referred the bill from the House of Representatives for

"An act to relocate a state road therein named."

Reported the same back with an amendment.

Which was read, and

Concurred in.

ORDERED, To a third reading as amended.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed as amended.

Mr. Hacker from the select committee to which was referred the engrossed bill entitled

"An act to amend an act entitled an act prescribing the mode of summon grand and petit jurors, and defining their qualifications and duties."

Approved Feb. 13th, 1835.

Reported the same back without amendment.

Mr. Thomas moved,

To recommit the bill to a select committee;

Not done.

On motion of Mr. Hacker,

The bill was then laid on the table until the 4th day of July next.

The Ayes and Nays being called for on this question.

Those voting in the affirmative are,

Messrs. Allen of Greene, Allen of McLean, Browning, Butler, Fletcher, Gatewood, Hacker, Hamlin, Lane, Mills, Mitchell, O'Rear, Reilly, Servant, Thomas, Weatherford, Wight and Wood.—18.

In the negative.

Messrs. Borough, Craig, Maxwell, Murray, Noel, Owen, Parker, Parrish, Pruyn, Stadden, Turney, Warren, Whiteside of Monroe, Whiteside of Pope and Mr. Speaker.—15.

Mr. Hackelton from the committee on enrolled bills reported as correctly enrolled, bills of the following titles, to wit:

"An act to amend an act entitled an act to amend an act to provide for the application of the interest of the fund arising from the sale of the school land, belonging to the several townships in this State." Approved 1st March 1833. Approved Feb. 7th, 1835.

"An act to incorporate the Edinburgh manufacturing company."

"An act to relocate the county seat of Calhoun county."

"An act for the relief of Rene Paul and others."

"An act to establish a state road therein named."

"An act to amend an act entitled an act to incorporate the Galena and Chicago Union Rail Road Company. Approved 16th January 1836."

"An act for the relief of the Sheriff of McDonough county."

"An act for the relief of William Armstrong, Benjamin Chesney and William Henson.

"An act to authorise the persons therein named, to construct a Mill Dam."

"An act to relocate a certain road therein named."

"An act to amend an act entitled an act to organize the counties therein named. Approved January 15th 1831."

"An act to incorporate Hillsborough Academy."

"An act to locate a state road from Windsor to Bloomington."

"An act to amend an act concerning Minors, Orphans and Guardians."

"An act to amend an act to incorporate the Alton and Wabash rail road Company."

"An act to amend an act incorporating the Illinois Exporting Company."

"An act to review and relocate part of the state road from Galena to Chicago."

"An act to incorporate the Chester, Nashville and Pinckneyville rail road Company."

"An act to incorporate the Washington Academy in Tazewell county."

Mr. Hackelton, from the same committee, afterwards reported that they had on this day laid the abovementioned bills before the council of revision.

Mr. Hacker from the select committee to which had been referred the communication from the Auditor of Public accounts, in relation to Gallatin and Franklin counties.

Reported the same back to the Senate, and

On his motion,

It was laid on the table.

On motion of Mr. Gatewood,

Ordered, That John Wood of Gallatin county, have leave to withdraw certain petitions now among the files of the Senate, in relation to the division of the counties of Gallatin and White.

Mr Hackelton from the committee on enrolled bills reported as correctly enrolled, bills of the following titles, to wit:

"An act supplemental to an act entitled an act to erect certain bridges. Approved Jan. 22d. 1831.

"An act to incorporate the Quincy Academy."

"An act to amend the several acts in relation to common schools."

"An act authorizing Robert Taller, William Farmer and Hugh McDaniel, to build a toll bridge across the little Wabash river."

"An act to repeal an act entitled an act to relocate so much of the Vincennes and Chicago road in Clark county as lies north of the south line of the county to Darwin in said county of Clark, passed the 14th, January 1836, and for other purposes."

"An act authorizing John W. Sullivan and George Green to build a toll bridge across the Little Wabash River."

"And act to locate a state road from Vandalia to Springfield."

"An act supplemental to an act to incorporate the city of Chicago."

"An act to incorporate the Lacon Manufacturing Company."

"An act to incorporate the Jacksonville Hotel Company."

Mr. Hackelton from the same committee reported that on this day they laid before the Council of Revision the abovementioned bills.

Mr. Thomas moved,

The adoption of the following resolution, viz:

Resolved, By the General Assembly, that the laws of the present session of the General Assembly be printed as follows, viz:

All the acts of Incorporation, except the act incorporating the City of Chicago, shall be printed in one volume, and shall be distributed without being bound, and five hundred copies only shall be printed.

All the other acts shall be printed in one volume and bound and distributed as now required by law, and four thousand copies thereof shall be printed.

Resolved, That the Secretary of State obtain from the Clerks of county Commissioners Court, all the copies of Revised laws of 1833, which can be spared from their counties, and distributed among the new counties not heretofore supplied with said laws.

Resolved, That the Secretary of State be authorized to purchase of the publishers or others, copies of the laws passed in 1826-7, 1828-9, 1830-1, at the price which the State paid for the printing and binding of said laws, and that he deposit said copies in his office for public use. Provided he shall not purchase more volumes than will cost one hundred dollars to be paid out of the contingent fund.

On motion of Mr. Thomas,

The rule of the Senate was dispensed, and said resolutions were now considered, and

Adopted.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives by Mr. Prickett, their Clerk.

MR. SPEAKER:

The House of Representatives have concurred in the passage of a bill from the Senate entitled

"An act concerning Appeals and Writs of Error."

And he withdrew.

A message from the council of revision, by Mr. Owings their Secretary.

MR. SPEAKER:

The bill entitled

An act to protect canal lands against trespasses." and

"An act to incorporate the city of Chicago."

Have been approved by the council of Revision. And

He withdrew.

Mr. Parrish from the select committee to which had been referred, the bill from the House of Representatives for

"An act to review and relocate a part of the state road from Frankfort to Jonesboro."

Reported the same back without amendment, and it was

Ordered, To a third reading.

On motion of Mr. Hacker,

The rule of the Senate was dispensed with and said bill was read a third time by its title, and passed.

Ordered, That the title be as aforesaid and that the Secretary inform the House of Representatives thereof.

Mr. Gatewood from the select committee to which was referred the bill for

“An act to incorporate the Gallatin Academy.”

Reported the same back with an amendment.

Which was not concurred in,

ORDERED, To be engrossed for a third reading.

On motion of Mr. Gatewood,

The rule of the Senate was dispensed with, and said bill was read a third time by its title, and

Passed.

ORDERED, That the title be as aforesaid and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Prickett their clerk:

MR. SPEAKER:

The House of Representatives have passed a bill entitled

“An act to incorporate Ogle College.”

In the passage of which they ask the concurrence of the Senate.

They have concurred in the report of the committee of conference on the disagreeing vote of the two Houses on the bill entitled

“An act to increase the capitol stock of certain Banks and to provide means to pay the interest on a loan authorized by an act entitled an act to establish and maintain a general system of Internal Improvements.”

They have concurred in the amendments of the Senate to the bill from the House of Representatives entitled

“An act to create certain counties therein named.”

And he withdrew.

The bill from the House of Representatives for

“An act fixing the terms of the Courts of the 1st, 5th, 6th, and 7th, circuits.”

Was read the third time, and

Passed as amended.

On motion of Mr. Browning,

The title was amended by striking out the “5th.”

Ordered, That the title be as amended, and that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate thereto, and to the title thereof.

The bill from the House of Representatives for

“An act making appropriations for the years 1836–7.

Was read the third time, and

On motion of Mr. Hamlin,

Amended by striking out so much thereof as makes an additional appropriation of \$250 per annum for the ensuing two years to the judge of the 6th Judicial Circuit.

On motion of Mr. Whiteside of Monroe,

The bill was further amended by adding to the Trustees of the town of Vandalia the lot of ground on which the old State House stood to be used as they shall think proper."

On motion of Mr. Allen of Green,

The bill was further amended in the 6th clause of the 4th section by striking out \$4, and inserting \$5. And in the 7th clause of the same section by striking out \$4,50 and inserting \$5 in lieu thereof.

On motion of Mr. Craig,

The fifth section was amended by striking out "\$2" as a per diem allowance to Jarvis Forchand, and inserting \$3.

On motion of Mr. Reilly,

The vote upon so much of the amendments reported by the committee on public accounts and expenditures to said bill as proposed striking out a compensation to clerks of standing committees,

Was reconsidered, and thereupon

The question recurring upon concurring in that portion of said amendments.

It was decided in the negative.

Mr. Thomas moved,

Further to amend the bill by striking out \$4 as the per diem allowance of the assistants to the engrossing and enrolling clerk of the House of Representatives, and inserting \$5 in lieu thereof.

Which was not agreed to.

On motion of Mr. Whiteside of Monroe,

The bill was further amended by adding the following to wit:

There shall be appropriated out of the avails of the Vermilion Saline lands, the sum of three hundred dollars, to be drawn by, and expended under the direction of Edward G. Morgan, and Isaac Reed on the road leading from Wiggins' Ferry in the county of St. Clair to the Bluffs near the residence of Michael Palmier in the county of Monroe."

Mr. Craig moved,

Further to amend said bill by striking out the compensation to C. B. Blockburger, and inserting "16,50," in lieu thereof.

Which was not agreed to.

On motion of Mr. Thomas,

The bill was further amended by adding the following:

"The President and acting commissioner of the Illinois and Michigan canal, shall be entitled to five dollars per day for their services, and the Treasurer of the Board shall be allowed the same whilst performing the duties of acting commissioner, payable out of the Canal fund quarterly, which shall be in lieu of the salary and compensation heretofore allowed said Commissioners."

Mr Reilly moved,

Further to amend the bill by adding, "and agents of the state on canal lands shall likewise be entitled to five dollars per day for each and every day they may be necessarily employed."

Which was not agreed to.

On the question shall the bill pass as amended?

It was decided in the affirmative. Ayes 19. Noes 16.

Those voting in the affirmative are,

Messrs. Allen of Green, Allen of McLean, Borough, Browning, Butler, Edwards, Fletcher, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Pruyn, Stadden, Thomas, Turney, Vance, Warren and Whiteside of Pope.

In the negative..

Messrs. Bond, Craig, Hackelton, Hacker, Lane, Murray, Noel, Owen, Parker, Reilly, Servant, Weatherford, Whiteside of Monroe, Wight, Wood and Mr. Speaker.

Ordered, That the title of the bill be as aforesaid, and that the Secretary inform the House of Representatives of the passage of said bill and ask their concurrence in the amendments of the Senate thereto.

A message from the House of Representatives, by Mr. Prickett, their clerk:

MR. SPEAKER:

The House of Representatives have adopted the following resolutions, viz:

"RESOLVED, That both Houses of the General Assembly will meet this afternoon at 2 o'clock in the Hall of the House of Representatives to elect a municipal Judge for the city of Chicago.

RESOLVED, by the General Assembly, That the auditor of public accounts be, and he is hereby authorized and required to audit, adjust and settle the accounts of the late treasurer of the board of canal commissioners of the Illinois and Michigan canal, and that he retain on file in his office all vouchers and papers relating to said accounts, or correct copies of said vouchers and papers, subject to the inspection of the Governor, Attorney General, and any member of the General Assembly, and in all cases, if any, where, in his opinion, money has been disbursed by said treasurer without authority of law, to obtain the legal opinion of the Attorney General in relation thereto, before allowing the same."

In the adoption of which several resolutions they ask the concurrence of the Senate.

They have concurred with the Senate in the adoption of the several resolutions in relation to the printing of laws, &c., as amended by them.

They amend the first resolution by striking out all after the word "viz." in the 4th line, to the word "all" in the 11th line. Also strike out the word "other" in the 11th line of same resolution,

In which amendments they ask the concurrence of the Senate.

And he withdrew-

A message from the council of revision, by Mr. Owings their Secretary:

MR. SPEAKER:

The council of revision have approved a bill entitled

"An act to provide for the election of Probate Justices of the Peace."

And he withdrew.

On motion of Mr. Vance,

The bill for

"An act appropriating the residue of the Vermillion saline lands to the county of Vermillion," &c.

And the amendments of the House of Representatives thereto, were indefinitely postponed.

A message from the House of Representatives by Mr. Hardin, one of the members thereof:

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the passage of a bill entitled,

"An act to incorporate the Gallatin academy,"

As amended by them, in the adoption of which amendment they ask the concurrence of the Senate.

And he withdrew.

On the question,

Will the Senate appoint a committee of conference on the disagreeing vote of the two Houses, on the amendments of the House to the bill of the Senate for

"An act to provide for the safe keeping and security of the public money?"

It was decided in the affirmative.

Ordered, That Messrs. Thomas and Edwards be that committee on the part of the Senate, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Hardin, one of the members thereof:

MR. SPEAKER:

The House of Representatives have adopted the following resolution, viz:

RESOLVED by the General Assembly, That the Governor be requested to insert in his Proclamation required to be issued under the provisions of the act entitled

"An act to protect the canal lands," &c.

The names of the agents elected under the provisions of said act.

RESOLVED further, That the Secretary of State be authorized and required to issue certificates of election to the said agents under the

great seal of State, which certificate shall be evidence of the appointment and authority to act under the said law, in all courts of law and equity.

In the adoption of which they ask the concurrence of the Senate,

The bill from the House of Representatives for

"An act to establish the seat of justice of Mercer county,"

Was read, and

Ordered to a second reading.

On motion of Mr. Wight,

The rule of the Senate was dispensed with, and said bill was read a second time by title, and

Ordered to a third reading.

On motion of Mr. Edwards,

The rule of the Senate was again dispensed with, and said bill was read a third time by its title, and

Passed.

Ordered, That the title of said bill be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Thomas,

The resolution of the House of Representatives in relation to the election of Judge of the Municipal Court of Chicago, was amended by adding thereto "and also to elect a president and five directors of the old state Bank of Illinois.

And said resolution as amended, was adopted.

Ordered, That the Secretary inform the House of Representatives thereof, and ask their concurrence in the amendments of the Senate thereto.

On motion of Mr. Thomas,

The second resolution authorizing and requiring the Auditor of Public Accounts to audit and settle the accounts of the late Treasurer of the Board of Canal Commissioners, &c.

Were laid on the table.

On motion,

The Senate adjourned until two o'clock, P. M.

Two o'clock P. M.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in

their amendments to the bills from the House of Representatives entitled

“An act to relocate state roads therein named,” and

“An act fixing the terms of the courts of the 1st, 5th, 6th, and 7th, circuits.”

They have concurred with the Senate in the passage of a bill entitled

“An act to amend an act incorporating the Beardstown and Sangamon Canal Company.

They have concurred in the amendments of the Senate to the resolution from the House of Representatives, fixing this day at two o'clock for the election of a Judge &c.

They are now ready to receive the Senate in the Hall of the House and proceed to the election of a Judge of the municipal court of the city of Chicago, &c.

Whereupon the Senate preceded by their Speaker, proceeded to the Hall of the House of Representatives and proceeded to vote by ballot for a Judge of the Municipal Court of Chicago.

Messrs. Browning of the Senate and Lincoln of the House of Representatives, were appointed tellers.

And on counting the ballots, the vote stood thus:

For Thomas Ford,	86.
Scattering,	3.

Thomas Ford having received a majority of all the votes given, was declared duly elected Judge of the Municipal court of the city of Chicago.

Elijah C. Berry was duly elected President of the old state Bank of Illinois and James Black, Robert Blackwell, John Dement, Henry Smith, R. H. McLaughlin and Jos. C. Eccles, were duly elected Directors of said bank.

Mr. Vance moved to postpone the further consideration of the bill for,

“An act making certain appropriations to the counties of Coles and Jasper, to build certain bridges therein named and for other purposes.”

And the amendments thereto by the House of Representatives.

Which was not agreed to.

And on the question will the Senate concur in the amendments of the House of Representatives to said bill and its title?

It was decided in the affirmative.

Thereupon the amendments of the House of Representatives were concurred in.

ORDERED, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

“An act to incorporate the town of Carlinville.”

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Hackelton from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles viz:

"An act in relation to the public Printer,"

"An act to incorporate the St. Clair Silk Company."

"An act to incorporate the Webster, Ottoway and Kishwaukee, rail road Company."

"An act requiring Samuel Mundy to pay over certain moneys to the Fund Commissioners.

"An act to incorporate the Beardstown and Springfield rail road Company."

"An act to incorporate the Shelby Steam Mill Company."

"An act to locate a state road from Hardy Fosters in Marion county to Shelbyville in Shelby county."

"An act to incorporate the Rector Steam Mill Company in Hamilton county."

"An act to amend an act entitled an act for the organization of, and government of the Militia of this State." Approved March 2d, 1833.

"An act to incorporate the Cairo city and Canal Company."

"An act to review and relocate a part of the state road leading from Frankfort to Jonesborough."

"An act to increase the capital stock of certain Banks and to provide means to pay the interest of a loan authorised by an act entitled an act to establish and maintain a general system of Internal Improvement."

"An act to relocate state roads therein named."

"An act to authorize James Day to build a toll bridge across the Illinois river."

"An act to incorporate the Chicago and Michigan rail road Company."

"An act relating to the improvement of the navigation of the Saline river and for the purpose of preserving the same."

"An act to incorporate the towns of Greenfield and White Hall in Green county."

"An act fixing the terms of the courts of the 1, 6, and 7, circuits."

Mr Hackelton from the same committee afterwards reported that on this day they laid the abovementioned bills before the Council of Revision.

Mr. Reilly from the select committee to which was referred the bill for

"An act to amend the act entitled an act to incorporate the Beardstown and Sangamon Canal Company."

Reported the same back to the Senate with amendments.

Which were read, and

Concurred in.

. And said bill as amended was

Ordered, To be read a third time.

On motion of Mr. Reilly,

The rule of the Senate was twice dispensed with & said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid, that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate.

A message from the Governor by A. P. Field, Secretary of State.

MR. SPEAKER:

I am directed by the Governor to lay before the Senate a communication in writing.

And he withdrew.

Mr. Speaker then laid before the Senate the following communication.

EXECUTIVE DEPARTMENT. }
4th. March, 1837. }

To the Honorable the Speaker of the Senate:

The Hon. Thomas Ford having resigned the office of Judge of the Circuit Court of the 6th Judicial Circuit, creates a vacancy to be filled by the General Assembly.

Very respectfully,

Your oh't. serv't.

JOSEPH DUNCAN.

On motion of Mr. Thomas,

Said message was laid on the table.

Mr. Hamlin offered the following resolution.

Resolved, By the Senate (the House of Representatives concurring herein) that the two Houses meet in the Hall of the House of Representatives this evening at half past 6 o'clock for the purpose of electing a Judge of the 6th Judicial Circuit.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with and said resolution was now considered, and

Adopted.

Ordered, That the Secretary inform the House of Representatives thereof and ask their concurrence therein.

The bill from the House of Representatives for

"An act for the benefit of Wayne county."

Was read, and

Ordered, To a second reading.

On motion of Mr. Mills,

The rule of the Senate was dispensed with and said bill was read a second and third time by its title, and

Passed.

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Hackelton from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles viz:

"An act in relation to the public Printer,"

"An act to incorporate the St. Clair Silk Company."

"An act to incorporate the Webster, Ottoway and Kishwakee, rail road Company."

"An act requiring Samuel Mundy to pay over certain moneys to the Fund Commissioners.

"An act to incorporate the Beardstown and Springfield rail road Company."

"An act to incorporate the Shelby Steam Mill Company."

"An act to locate a state road from Hardy Fosters in Marion county to Shelbyville in Shelby county."

"An act to incorporate the Rector Steam Mill Company in Hamilton county."

"An act to amend an act entitled an act for the organization of, and government of the Militia of this State." Approved March 2d, 1833.

"An act to incorporate the Cairo city and Canal Company."

"An act to review and relocate a part of the state road leading from Frankfort to Jonesborough."

"An act to increase the capital stock of certain Banks and to provide means to pay the interest of a loan authorised by an act entitled an act to establish and maintain a general system of Internal Improvement."

"An act to relocate state roads therein named."

"An act to authorize James Day to build a toll bridge across the Illinois river."

"An act to incorporate the Chicago and Michigan rail road Company."

"An act relating to the improvement of the navigation of the Saline river and for the purpose of preserving the same."

"An act to incorporate the towns of Greenfield and White Hall in Green county."

"An act fixing the terms of the courts of the 1, 6, and 7, circuits."

Mr Hackelton from the same committee afterwards reported that on this day they laid the abovementioned bills before the Council of Revision.

Mr. Reilly from the select committee to which was referred the bill for

"An act to amend the act entitled an act to incorporate the Beardstown and Sangamon Canal Company."

Reported the same back to the Senate with amendments.

Which were read, and

Concurred in.

And said bill as amended was

Ordered, To be read a third time.

On motion of Mr. Reilly,

The rule of the Senate was twice dispensed with & said bill was read a third time by its title, and

Passed.

Ordered, That the title be as aforesaid, that the Secretary inform the House of Representatives of the passage of said bill, and ask their concurrence in the amendments of the Senate.

A message from the Governor by A. P. Field, Secretary of State.

MR. SPEAKER:

I am directed by the Governor to lay before the Senate a communication in writing.

And he withdrew.

Mr. Speaker then laid before the Senate the following communication.

EXECUTIVE DEPARTMENT. }
4th. March, 1837.

To the Honorable the Speaker of the Senate:

The Hon. Thomas Ford having resigned the office of Judge of the Circuit Court of the 6th Judicial Circuit, creates a vacancy to be filled by the General Assembly.

Very respectfully,
Your ob't. serv't.

JOSEPH DUNCAN.

On motion of Mr. Thomas,

Said message was laid on the table.

Mr. Hamlin offered the following resolution.

Resolved, By the Senate (the House of Representatives concurring herein) that the two Houses meet in the Hall of the House of Representatives this evening at half past 6 o'clock for the purpose of electing a Judge of the 6th Judicial Circuit.

On motion of Mr. Fletcher,

The rule of the Senate was dispensed with and said resolution was now considered, and

Adopted.

Ordered, That the Secretary inform the House of Representatives thereof and ask their concurrence therein.

The bill from the House of Representatives for

"An act for the benefit of Wayne county."

Was read, and

Ordered, To a second reading.

On motion of Mr. Mills,

The rule of the Senate was dispensed with and said bill was read a second and third time by its title, and

Passed.

Ordered, That the title of said bill be as aforesaid and that the Secretary inform the House of Representatives thereof.

The resolution from the House of Representatives in relation to Canal agents,

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act locating a state road in Tazewell county."

Was read, and

Ordered, To a second reading.

On motion of Mr. Mitchell,

The rule of the Senate was dispensed with and said bill was read a second and third time by its title, and

Passed.

Ordered, That the title thereof be as aforesaid.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the bill for

"An act to incorporate the Gallatin Academy."

Were read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The bill from the House of Representatives for

"An act to incorporate Ogle College."

Was read, and

Ordered, To a second reading.

On motion of Mr. Thomas,

The rule of the Senate was dispensed with, and said bill was read a second time by its title.

On motion of Mr. Wight,

Said bill was referred to a select committee.

Ordered, That Messrs. Wight, Whiteside of Monroe and Vance be that committee.

The bill from the House of Representatives for

"An act relative to estray animals."

Was read, and

On motion of Mr. Thomas,

Laid on the table.

Mr. Hackelton from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to incorporate the Illinois Manufacturing Company."

"An act supplemental to the act incorporating the Kaskaskia Bridge Company."

"An act to incorporate the Carrollton Steam-Mill Manufacturing Company."

"An act supplemental to an act entitled an act to protect the canal-lands against trespasses."

"An act to amend the act Incorporating the Beardstown and Sangamon Canal Company."

"An act to authorise John Dacairn to build a bridge across Salt Creek."

"An act to create certain counties therein named."

Mr. Hackelton from the same committee, afterwards reported that on this day they had laid before the Council of Revision the bills above-mentioned.

Mr. Thomas from the committee of conference on the disagreeing votes of the two Houses on the bill for

"An act to provide for the safe keeping and security of the public money."

Have had the same under consideration, and have agreed that the House recede from their amendments to the bill.

Which was read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Prickett their Clerk.

MR. SPEAKER:

The House of Representatives have concurred with the Senate appointing this day, at half after 6 o'clock P. M. for the election of a Judge of the 6th Judicial circuit, as amended by them.

They amend by striking out "half after 6 o'clock," and inserting "half past 3 o'clock, P. M." and ask their concurrence in their amendment.

They have concurred in the passage of a bill entitled

"An act concerning the public revenue."

They have also concurred in the amendments of the Senate to the bill from the House of Representatives for

"An act making appropriations for the years 1836 and 7, as amended by them, and ask the concurrence of the Senate in said amendments.

And thereupon,

The amendments of the House of Representatives to the amendments of the Senate to the aforesaid bill.

And the amendments of the House of Representatives to the aforesaid resolution,

Were severally read, and

Concurred in.

Ordered, That the Secretary inform the House of Representatives thereof.

The amendments of the House of Representatives to the resolutions

from the Senate in relation to the printing of the laws &c. was read, and

The question being put upon concurring in the amendments of the House of Representatives to the said resolution.

It was decided in the negative.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Thomas,

ORDERED, That the Senate take recess until half past 3 o'clock.

Half past 3 o'clock.

The Senate met pursuant to adjournment.

A message from the House of Representatives by Mr. Hardin of the House of Representatives.

MR. SPEAKER:

The House of Representatives have receded from their amendments to the resolutions in relation to the printing of laws, &c.

The House of Representatives are now ready to receive the Senate in the Hall of the House, to elect by joint ballot a Judge for the sixth judicial circuit of this State, to fill the vacancy occasioned by the resignation of the Hon. Thomas Ford.

And he withdrew.

Whereupon,

The Hon. the Senate, preceded by their Speaker, repaired to the Representatives' Hall, and then both Houses proceeded to the election aforesaid.

Mr. Thomas of the Senate, and Mr. Shield of the House of Representatives, were appointed tellers, and the votes being counted, stood thus:

For Dan Stone,	80
Scattering,	10

Dan Stone having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected Judge of the circuit court for the sixth judicial circuit of the State of Illinois.

The Hon. the Senate returned to their Chamber, and

On motion,

Took a recess until half past 6 o'clock P. M.

Half past six o'clock, P. M.

The Senate met pursuant to adjournment.

A message from the Governor by A. P. Field, Secretary of State:

MR. SPEAKER:

I am directed by the Governor to lay before the Senate a communication in writing.

And he withdrew.

The Speaker announced said communication to be on executive business, and the doors were closed, and on opening the doors,

Mr. Hackelton, from the committee on enrolled bills, reported as correctly enrolled, bills of the following titles, to wit:

"An act for the benefit of Wanyne county,"

"An act to establish the county seat of Mercer county,"

"An act relating to a state road in Tazewell county,"

"An act making appropriations to the counties therein named,"

"An act concerning appeals and writs of error,"

"An act to incorporate the Gallatin academy,"

"An act to incorporate the town of Carlinville,"

"An act making appropriation for the years 1837—1838,"

"An act concering the surplus revenue,"

Mr. Hackelton, from the committee on enrolled bills, afterward reported that they had this day laid the same bills before the council of revision.

A message from the council of revision, by Mr. Owings, their Secretary:

MR. SPEAKER:

The bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the Galena and Chicago Union rail road company,' approved 16th January 1836.

"An act to relocate a certain road therein named,"

"An act to amend an act entitled 'An act to organize the counties therein named,' approved January 15, 1831.

"An act to locate a state road from Windsor to Bloomington,"

"An act to amend an act concerning minor orphans and guardians,"

"An act to amend an act to incorporate the Wabash rail road company,"

"An act to amend an act incorporating the Illinois exporting company,"

"An act to review and relocate part of the state road from Galena to Chicago,"

"An act to incorporate the Chester, Nashville and Pinckneyville rail road company,"

"An act for the relief of Rene Paul and others,"

- “An act for the relief of the Sheriff of McDonough county,”
- “An act to relocate the county seat of Calhoun county,”
- “An act to incorporate the Washington academy,”
- “An act supplemental to an act to establish and maintain a general system of internal improvements,”
- “An act further supplemental to an act to establish and maintain a general system of internal improvements,”
- “An act for the relief of William Armstrong, Benjamin Chesney, and William Hanson,”
- “An act to incorporate the Hillsboro’ academy,”
- “An act to amend an act entitled ‘An act to amend an act entitled ‘An act to provide for the application of the interest of the fund arising from the sale of the school lands belonging to the several townships in this state,’ approved 1st March, 1833; approved February 7, 1835.”
- “An act to incorporate the Edinburgh manufacturing company,”
- “An act to establish a state road therein named,”
- “An act to authorize the persons therein named to construct a mill dam,”
- “An act in relation to the public printer,”
- “An act to incorporate the towns of Greenfield and White Hall in Green county,”
- “An act to authorize James Day to build a toll bridge across the Illinois river,”
- “An act to locate a state road from Hardy Fosters in Marion county, to Shelbyville in Shelby county,”
- “An act requiring Samuel Murdy to pay over certain moneys to the fund commissioners,”
- “An act to incorporate the Rector steam mill company in Hamilton county,”
- “An act to incorporate the St. Clair manufacturing company,”
- “An act to incorporate the Beardstown and Springfield rail road company,”
- “An act to incorporate the Shelby steam mill company,”
- “An act to amend an act entitled ‘An act for the organization of and government of the militia of the state,’ approved March 2, 1833.”
- “An act to incorporate the Webster, Ottawa and Kishwaukee rail road company,”
- “An act to incorporate the Chicago and Michigan city rail road company,”
- “An act relating to the improvement of the navigation of the Saline river, and for the purpose of preserving the same,”
- “An act supplemental to the act incorporating the Kaskaskia bridge company,”
- “An act supplemental to an act entitled ‘An act to protect the canal lands against trespasses,’ ”
- “An act to amend an act incorporating the Beardstown and Sangamon canal company,”

"An act to authorize John Dunover to build a bridge across Salt creek."

"An act to incorporate the Carrollton Steam Mill Company."

"An act making appropriations to the counties therein named."

"An act to incorporate the Illinois Manufacturing company."

"An act concerning appeals and writs of error." and

"An act to incorporate the Cairo city and Canal Company."

Have been approved by the Council.

And he withdrew.

A message from the House of Representatives by Mr. Hardin.

MR. SPEAKER:

The House of Representatives have concurred with the Senate in the adoption of the joint select committee to wait on the Governor to inform him that the two Houses are about to adjourn, &c, And have appointed Messrs. Hardin, McClernand, Wilson, Moore of St. Clair, and Craig, the committee on their part.

Mr. Thomas from the joint select committee, appointed to wait on the Governor &c. reported that they had performed that duty and were informed by the Governor that he had no further communication to make to the General Assembly.

Mr. Pruyne offered for adoption the following resolution, viz:

Resolved, unanimously, that the thanks of the Senate be presented to the Speaker for his able, impartial and dignified conduct while presiding over the deliberations of the Senate during the present session.

On motion of Mr. Pruyne,

The rule of the Senate was dispensed with and said resolution was now considered and unanimously adopted.

On motion,

The Senate adjourned until Monday morning 7 o'clock, A. M.

Monday, March 6th, 1837.

The Senate met pursuant to adjournment.

Mr. Hackelton from the committee on enrolled bills reported as correctly enrolled

"An act to provide for the safe keeping of the public money."

Also that said bill was laid before the council of revision on Saturday last.

Mr. Speaker laid before the Senate the following communication viz:

VANDALIA, 6 March, 1837.

To the Honorable the Speaker of the Senate.

SIR:—

I hereby resign the office of Senator for the district composed of the counties of Monroe, St. Clair and Madison.

I am sir,

Your ob't. humble serv't.

JOHN D. WHITESIDE.

Hon. Wm. H. DAVIDSON.

On motion of Mr. Thomas,

Said communication was laid on the table.

A message from the House of Representatives by Mr. Hardin of the House of Representatives.

MR. SPEAKER:

The House of Representatives are now ready to adjourn sine die.

And he withdrew.

The Hon. the Speaker rose, and addressed the Senate as follows viz:

GENTLEMEN:

I must avail myself of the present opportunity of expressing to you the deep sense of obligation which I shall never cease to cherish, or hereafter to recur to, without its exciting emotions of a character the most pleasing, for the many kindnesses received and charities extended towards me as the presiding officer of this body during its present session.

Although a session of unusual duration, and one at which topics of an exciting and important character have been the subject of deliberation and upon which there was, as is to be expected on all such occasions, great contrariety of opinion, yet a degree of harmony and good feeling has pervaded the Senate throughout, for which, if a parallel can be found, in any previous session, it certainly cannot be excelled.

We are now about terminating a long and arduous session of the General Assembly, one at which some highly important and interesting subjects have engaged the attention of the Senate. Subjects in which the people of the whole State feel and have a deep and abiding interest. We are now about to return to our constituents with whose confidence and interests we have been entrusted, to render to them an account of our stewardship. That the course of each individual Senator, may be approved by his immediate constituents, and in the end, be promotive of the best interests of the State at large, is my most earnest desire.

With my most sincere and cordial wishes for the future health and happiness of each individual member of the Senate, and that they may reach in safety, the bosoms of those families who are now fondly and impatiently awaiting their return. I bid you farewell!

By a resolution adopted by the Senate and House of Representatives this day at 8 o'clock A. M. has been fixed for the adjournment of the two Houses without day. That period having arrived, it now only remains for me to pronounce the Senate adjourned *sine die*.

JESSE B. THOMAS, jr.

Secretary of the Senate.

